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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, January 12, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
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LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Mar	Wednesday 1:00 PM
City and School District Select Committee Supervisors Kim, Yee, Campos, Fewer, Haney, Walton	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Yee, Peskin, Breed	1st and 3rd Thursday 10:00 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Kim	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Campos, Peskin	1st and 3rd Thursday 2:30 PM
Rules Committee Supervisors Avalos, Tang, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, January 12, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:06 p.m. On the call of the roll, Supervisor Cohen was not present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from Supervisors Malia Cohen informing the Board of her absence and requesting to be excused from today's meeting.

Supervisor Cohen Excused from Attendance

Supervisor Mar, seconded by Supervisor Yee, moved that Supervisor Cohen be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Excused: 1 - Cohen

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of November 17, 2015, and December 1, 2015. There were no corrections.

Supervisor Campos, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of November 17, 2015, and December 1, 2015. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Excused: 1 - Cohen

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

150624 **[Administrative Code - Supportive Housing Tenants' Enrollment in Public Benefits]**
Sponsors: Farrell; Mar
Ordinance amending the Administrative Code to require providers of City-funded permanent supportive housing to make reasonable efforts to help enroll tenants in all public benefits for which they are eligible, and provide an annual report regarding tenant enrollment in public benefits.

Ordinance No. 001-16

FINALLY PASSED

151125 **[Accept and Expend Grant - United States Department of Labor - American Apprenticeship Initiative - Amendment to the Annual Salary Ordinance - $2,999,999]**
Sponsor: Mayor
Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of $2,999,999 from the United States Department of Labor for the American Apprenticeship Initiative Grant for the period of October 1, 2015, to September 30, 2020; and amending Ordinance No. 129-15 (Annual Salary Ordinance FYs 2015-2016 and 2016-2017) to provide for the creation of one (1) Class 9774 Senior Community Development Specialist I grant-funded position (0.58 FTE) in the Office of Economic and Workforce Development.

Ordinance No. 006-16

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

151124 **[Memorandum of Understanding - Amendment No. 8 to Firefighters, Local 798, Unit 1]**
Sponsors: Mayor; Breed, Farrell and Cohen
Ordinance adopting and implementing Amendment No. 8 to the 2007-2018 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2015-2016, 2016-2017, and 2017-2018.

Ordinance No. 005-16

FINALLY PASSED

Recommendation of the Land Use and Transportation Committee

151082 **[Health Code - Amendment to Sugar-Sweetened Beverage Warning Ordinance]**
Sponsors: Wiener; Mar
Ordinance amending the Health Code by changing the exemption for permitted signs under Section 4203(d) of the Sugar-Sweetened Beverage Warning Ordinance to signs permitted on or before October 20, 2015.

Ordinance No. 004-16

FINALLY PASSED

Recommendation of the Rules Committee

151249 **[Appointments, Park, Recreation, and Open Space Advisory Committee - Patricia Delgado, Robert Brust, and Richard Rothman]**
Motion appointing Patricia Delgado, Robert Brust, and Richard Rothman, terms ending February 1, 2017, to the Park, Recreation, and Open Space Advisory Committee. (Rules Committee)

Motion No. M16-001

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

Severed from the Consent Agenda

Supervisor Yee requested that File No. 150793 be severed so that it may be considered separately.

Recommendation of the Land Use and Transportation Committee

150793 **[Planning Code - Child Care Requirements for Office and Residential Projects and Associated Fees]**
Sponsors: Yee; Avalos, Kim, Mar, Campos and Cohen
Ordinance amending the Planning Code to increase the Child Care In Lieu Fee for office and hotel development projects of up to $1.57 per gross square foot and apply the fee to projects of 25,000 or more gross square feet; to impose a tiered Child Care Fee for residential development projects of up to $1.83 per gross square foot; to allow developers the option to provide onsite Small Family Daycare Homes in lieu of the fee; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Yee requested that File No. 150793 be DUPLICATED.

See Duplicated File No. 160019.

Ordinance No. 002-16

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

160019 **[Planning Code - Child Care Requirements for Office and Residential Projects and Associated Fees]**

Sponsors: Yee; Avalos, Kim, Mar, Campos and Cohen

Ordinance amending the Planning Code to increase the Child Care In Lieu Fee for office and hotel development projects of up to $1.57 per gross square foot and apply the fee to projects of 25,000 or more gross square feet; to impose a tiered Child Care Fee for residential development projects of up to $1.83 per gross square foot; to allow developers the option to provide onsite Small Family Daycare Homes in lieu of the fee; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Duplicated from File No. 150793.

Supervisor Yee, seconded by Supervisor Campos, moved that this Ordinance be REFERRED to the Land Use and Transportation Committee. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

151020 **[Amending Ordinance No. 89-10 - Water Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $1,737,724,038]**

Ordinance amending Ordinance No. 89-10, to authorize the San Francisco Public Utilities Commission to enter into one or more State of California State Water Resources Control Board Installment Sale Agreements and Grants in an aggregate principal amount not to exceed the previously authorized amount of $1,737,724,038 to finance, among other projects, the costs of the San Francisco Westside Recycled Water Project pursuant to the Charter, including Proposition E, an amendment to the Charter enacted by the voters on November 5, 2002; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)
(Fiscal Impact)

Ordinance No. 003-16

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

Recommendation of the Land Use and Transportation Committee

150943 **[Administrative Code - Bicycle Yield Enforcement Policy]**
Sponsors: Avalos; Breed, Campos, Kim, Mar and Wiener
Ordinance amending the Administrative Code to add Chapter 110 to establish the "San Francisco Right-of-Way Policy" to promote safety, tolerance, and harmony among all users of City Streets; make arrests and citations of bicyclists for failure to stop at a stop sign the lowest traffic enforcement priority, provided that the bicyclist first slows to a safe speed and yields the right-of-way to any other vehicle or pedestrian in the intersection; require quarterly reports from the Police Department on statistics related to traffic enforcement, injuries, and fatalities; urge the Municipal Transportation Agency to develop a program to educate the public about the Bicycle Yield Enforcement Policy; and require notification of state officials of this Ordinance.
(Supervisor Cohen dissented in committee.)

FINALLY PASSED by the following vote:

Ayes: 6 - Avalos, Breed, Campos, Kim, Mar, Wiener
Noes: 4 - Farrell, Peskin, Tang, Yee
Excused: 1 - Cohen

NEW BUSINESS

Recommendation of the Land Use and Transportation Committee

151260 **[Multifamily Housing Revenue Bonds - Alice Griffith Phase 3A Apartments Project - Not to Exceed $31,500,000]**
Sponsor: Cohen
Resolution authorizing the issuance, sale and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed $31,500,000 for the purpose of providing financing for the acquisition and construction of a 82-unit multifamily rental housing project known as Alice Griffith Phase 3A Apartments Project; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the bonds and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters.

Resolution No. 001-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Tang, seconded by Supervisor Avalos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

President Breed introduced, welcomed, and presented a Certificate of Honor to Vallie Brown, District 5 Legislative Aide, in recognition of her departure from the Board of Supervisors and her many accomplishments and community service for the City and County of San Francisco. Supervisors Tang, Avalos, Campos, Kim, Wiener, and Farrell shared in this commendation.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Privilege of the floor was granted unanimously to Gwen Woods, mother of Mario Woods, Shon Richards, Reverend Amos Brown, and Minister Christopher Muhammad who were invited to comment on Supervisor Breed's proposed Resolution (File No. 160028), introduced during today's Roll Call, calling for an independent federal investigation of the shooting of Mario Woods.

PUBLIC COMMENT

Male Speaker; shared his concerns regarding police shootings and racism.
Paulette Brown; shared her grief over the homicide of her son.
Male Speaker; shared his concerns regarding racism and the need for police reform.
Christopher Dahl; expressed concerns regarding the need for affordable housing.
Carl McKenna; shared his concerns regarding the unequal requirements for taxi medallion holders and transportation network carriers.
Male Speaker; shared his concerns regarding the unequal requirements for taxi medallion holders and transportation network carriers.
John Finch; expressed various concerns relating to charges.
Female Speaker (Justice for Mario Woods Coalition); requested the removal of Chief Greg Suhr and for homicide charges to be brought on the involved police officers.
Francisco Da Costa; shared his concerns relating to the police shooting of Mario Woods.
Maggie Town; shared her concerns relating to homicides, gun violence, and police reform.
Female Speaker; shared her experiences with police brutality and thanked the Board for their efforts.
Female Speaker; shared her concerns relating to police brutality and the need to unite against all injustices.
Male Speaker; shared his concerns relating to the police shooting of Mario Woods.
Ernest Kirkwood; shared his concerns relating to the police shooting of Mario Woods.
Phoebe Vanderhorst (Justice for Mario Woods Coalition); requested the removal of Chief Greg Suhr and shared her concerns regarding racism and police brutality.
Tony Robles; requested the removal of Chief Greg Suhr and shared his concerns regarding racism and police brutality.
Jason Oringer (SEIU 1021); shared his concerns regarding the inadequate security plans for upcoming Super Bowl events.
Mike Malley (SEIU 1021, USWW); shared his concerns regarding the inadequate security plans for upcoming Super Bowl events.
Omar Farakhan; expressed his concerns regarding the amount of funding for law enforcement.
Shannon Bolts; shared her concerns relating to the police shooting of Mario Woods.
Male Speaker; expressed various concerns relating to the Sheriff's election.
Tom Gilberty; shared various concerns, including those related to racism and police brutality.
Ellen; shared her concerns regarding the holidays.
Charles Pitts; shared his concerns regarding racism and police brutality.
Jackie Parvive; shared her concerns relating to the police shooting of Mario Woods.
Ace Washington; shared in song his concerns relating to racism and police brutality.
Sylvia Johnson; shared her various experiences with the Board.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Existing Litigation

160013 **[Existing Litigation - Pacific Gas and Electric Company]**
Closed Session for the Board of Supervisors to convene on January 12, 2016, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a plaintiff, defendant, and petitioner and Pacific Gas and Electric Company is an adverse party: Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board regarding the continuance of the closed session. Sylvia Johnson; spoke on various concerns regarding PG&E. The President declared public comment closed.

Supervisor Avalos, seconded by Supervisor Farrell, moved that this Closed Session be CONTINUED to the Board of Supervisors meeting of January 26, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

151286 **[Urging the Director of the Department of Public Health and the Sheriff to Create a Working Group to Plan for the Permanent Closure of County Jail Nos. 3 and 4]**
Sponsors: Breed; Kim, Wiener, Campos, Farrell and Peskin
Resolution urging the Director of the Department of Public Health and the Sheriff to convene a working group to plan for the permanent closure of County Jail Nos. 3 and 4, and any corresponding investments in new mental health facilities and current jail retrofits needed to uphold public safety and better serve at-risk individuals.

Supervisor Avalos read into the record the following directives for the Working Group created by the Resolution, which the sponsor, Supervisor Breed, agreed to in principle: 1) the Department of Public shall take the lead; 2) the majority of the working group members (50%+1) shall represent community-based organizations; 3) formerly and currently incarcerated representatives be prioritized; 4) African-American representatives be prioritized, since they represent the disproportionate population within the detention system; 5) the selection process for the members of the working group be transparent; 6) the community representatives shall have decision-making powers and not just a representational presence; and 7) the draft initial report, due to the Board of Supervisors by March 31, 2016, shall be released two weeks prior to the due date to allow ample time for review, research, and feedback.

Resolution No. 002-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

151287 **[Supporting Proposed California State Ballot Initiative - "Safety for All Act of 2016"]**
Sponsors: Cohen; Wiener, Campos, Farrell and Breed
Resolution supporting the proposed California State Ballot initiative, entitled the "Safety for All Act of 2016," which will implement reasonable reforms and close loop-holes in California's gun and ammunition laws.

Supervisors Wiener and Campos requested to be added as co-sponsors.

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of January 26, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

151288 **[Approval of a 90-Day Extension for Planning Commission Review of an Ordinance to Re-Define Formula Retail to Include Subsidiaries (File No. 150731)]**
Sponsor: Mar
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150731) amending the Planning Code to revise the definition of formula retail to include subsidiaries or affiliates of formula retail meeting certain criteria; affirming the Planning Department's determination under the California Environmental Quality Act; making Planning Code, Section 302, findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Mar, seconded by Supervisor Kim, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

151289 **[Approval of a 45-Day Extension for Planning Commission Review to Allow an Existing Bar on the Ground Floor in the Upper Market Neighborhood Commercial Transit District (File No. 151084)]**

Sponsor: Wiener

Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151084) amending the Planning Code to allow an existing bar on the ground floor in the Upper Market Street Neighborhood Commercial Transit District to expand to the second floor under specified circumstances with a Conditional Use Authorization; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Resolution No. 003-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

151285 **[Budget and Legislative Analyst Review of Super Bowl 50 Revenue and Expenditures]**

Sponsors: Avalos; Cohen, Kim, Peskin and Campos

Motion directing the Budget and Legislative Analyst to conduct a review of the City's revenues and expenditures associated with hosting events related to Super Bowl 50.

Supervisor Campos requested to be added as a co-sponsor.

Motion No. M16-002

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

160010 **[Final Map 7773 - 2655 Bush Street]**

Motion approving Final Map 7773, a lot merger and two-lot airspace subdivision, parcel A being 81 residential units and parcel B being three commercial units, mixed-use Condominium Project, located at 2655 Bush Street, being a subdivision of Assessor's Block No. 1024, Lot No. 024; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M16-003

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

160011 **[Final Map 8284 - 1580 Lombard Street]**
Motion approving Final Map 8284, a six residential unit Condominium Project, located at 1580 Lombard Street, being a subdivision of Assessor's Block No. 0497, Lot No. 007A; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Supervisor Yee, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of January 26, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Campos, seconded by Supervisor Mar, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Campos, seconded by Supervisor Mar, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

160020 **[Beatrice Cardenas-Duncan Day - January 12, 2016]**
Sponsor: Mar
Resolution commending Beatrice Cardenas-Duncan on the occassion of her retirement as Shape Up San Francisco Coalition Co-Chair, and declaring January 12, 2016, as Beatrice Cardenas-Duncan Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to Beatrice Cardenas-Duncan Day as referenced in File No. 160020. Sylvia Johnson shared various concerns with the Board. The President declared public comment closed.

Resolution No. 004-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Cohen

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Charter Amendment

151274 **[Charter Amendment - Authorizing Board of Supervisors to Update Inclusionary or Affordable Housing Requirements and Providing Increased Interim Requirements]**
Sponsors: Kim; Peskin, Mar, Avalos and Campos
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to authorize the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects, and setting forth increased interim requirements; and affirming the Planning Department's determination under the California Environmental Quality Act, at an election to be held on June 7, 2016.

12/15/15; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.

12/22/15; REFERRED TO DEPARTMENT.

01/12/16; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Ordinances

150811 **[Planning, Administrative Codes - Construction of Accessory Dwelling Units - District 3]**
Sponsor: Peskin
Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) within the boundaries of Board of Supervisors District 3, prohibit approval of an application for construction of an ADU in any building where a tenant has been evicted under the Ellis Act within ten years prior to filing the application, and prohibit an ADU from being used for short-term rental; amending the Administrative Code to correct section references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

08/04/15; REFERRED TO DEPARTMENT.

08/04/15; REFERRED TO DEPARTMENT.

11/19/15; FILED PURSUANT TO RULE 3.40.

01/12/16; REACTIVATED PURSUANT TO RULE 3.42 to Land Use and Transportation Committee.

150969 **[Planning Code - Affordable Housing Bonus Programs]**
Sponsors: Mayor; Tang
Ordinance amending the Planning Code to create the Affordable Housing Bonus Programs, consisting of the Local Affordable Housing Bonus Program, the 100 Percent Affordable Housing Bonus Program, the Analyzed State Density Bonus Program, and the Individually Requested State Density Bonus Program, to provide for development bonuses and zoning modifications for affordable housing, in compliance with, and above those required by the State Density Bonus Law, Government Code, Sections 65915, et seq.; to establish the procedures in which the Local Affordable Housing Bonus Program and the 100 Percent Affordable Housing Bonus Program shall be reviewed and approved; adding a fee for applications under the Program; amending the Planning Code to exempt projects from the height limits specified in the Planning Code and the Zoning Maps; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Economic Impact; No Office of Economic Analysis Report.)

09/29/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/29/2015.

10/06/15; REFERRED TO DEPARTMENT.

12/16/15; REMAIN ACTIVE.

01/12/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

151083 **[Planning Code - Affordable Housing Review Process]**
Sponsor: Wiener
Ordinance amending the Planning Code to provide administrative review of affordable housing, permitting it as a principal use, and not requiring a Planning Commission hearing, with certain exceptions; affirming the Planning Department's determination under the California Environmental Quality Act; making public necessity, convenience, and welfare findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/19/2015.

10/27/15; REFERRED TO DEPARTMENT.

01/12/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160021 **[Appropriation - Transfer from Wastewater Enterprise Funds to City Administrator to Implement the Central Shops Relocation Project - $62,200,000 - FYs 2015-2016 and 2016-2017]**
Sponsor: Mayor
Ordinance appropriating a $62,200,000 transfer from Wastewater Enterprise Funds to the City Administrator for pre-development costs of the Central Shops Relocation Project in FY2015-2016. (Fiscal Impact)

01/12/16; ASSIGNED to Budget and Finance Committee.

160022 **[Administrative Code - Due Process for All Notification]**
Sponsors: Avalos; Campos, Kim, Mar and Peskin
Ordinance amending Administrative Code, Chapter 12I, to prohibit law enforcement officials from responding to a federal immigration officer's request for voluntary notification that a person will be released from local custody, except for adults who have been convicted of a violent felony and held to answer for a violent felony.

01/12/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 2/11/2016.

160023 **[Administrative Code - San Francisco Homicide Reward Fund]**
Sponsors: Breed; Cohen
Ordinance amending the Administrative Code to establish the San Francisco Homicide Reward Fund.

01/12/16; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 2/11/2016.

160024 **[Police, Administrative Codes - All-Gender Toilet Facilities]**
Sponsors: Campos; Farrell, Kim, Avalos, Mar and Yee
Ordinance amending the Police Code to mandate that businesses and places of public accommodation designate single-user toilet facilities that are available to the public or employees as all-gender and accessible to persons of any gender identity, and require enforcement of the signage requirements by the Department of Building Inspection; amending the Administrative Code to require buildings on land that the City owns or leases to provide all-gender toilet facilities; and affirming the Planning Department's determination under the California Environmental Quality Act.

01/12/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 2/11/2016.

160025 **[Administrative Code - Nutritional Standards for Food and Beverages Sold in Vending Machines on City Property or Served at City Meetings and Events]**
Sponsor: Farrell
Ordinance amending the Administrative Code to require that prepackaged food and beverages sold in vending machines on City property meet specified nutritional standards; to require City departments to make best efforts to meet nutritional guidelines for food and beverages purchased with City funds and served at City events and meetings; and to encourage restaurants, cafeterias, and concessions located on City property to offer healthy food options.

01/12/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 2/11/2016.

160026 **[Planning Code, Zoning Map - Rezoning Noe Valley Town Square]**
Sponsor: Wiener
Ordinance amending the Planning Code, Zoning Map, to rezone Noe Valley Town Square, 3861-24th Street, Assessor's Block No. 6509, Lot No. 040, from its current designation as 24th Street - Noe Valley Neighborhood Commercial District and 40-X to Public (P) and Open Space (OS); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

01/12/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 2/11/2016.

Resolutions

151184 **[Acquisition of Property at 814-820 Bryant Street, 444-6th Street, 450 6th-Street, and 470-6th Street - Various Owners - At Fair Market Value - Not to Exceed $16,750,000]**
Sponsor: Mayor
Resolution authorizing the acquisition of real property at 814-820 Bryant Street, 444-6th Street, 450-6th Street, and 470-6th Street (Assessor's Block No. 3759, Lot Nos. 009, 012, 014, 043, and 045) from Lin Trust, Musso Trust, and Myung Chun, respectively; and the issuance of Commercial Paper Notes in an aggregate principal amount not to exceed $16,750,000.
(Fiscal Impact)

11/17/15; RECEIVED AND ASSIGNED to Budget and Finance Committee.

11/23/15; REFERRED TO DEPARTMENT.

12/15/15; RE-REFERRED to Budget and Finance Committee.

01/12/16; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

160027 **[Accept and Expend Grant - State of California, Department of Parks and Recreation - Boating Safety and Enforcement Equipment - FY2015-2016 - $77,000]**
Sponsor: Farrell
Resolution retroactively authorizing the San Francisco Police Department (SFPD) to accept and expend a grant in the amount of $77,000 from the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to procure equipment and gear for the SFPD Marine Unit, for the 15-year period of October 1, 2015, through September 30, 2030.

01/12/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160028 **[Urging an Independent Federal Investigation of the Shooting of Mario Woods]**
Sponsors: Breed; Cohen, Campos, Avalos and Mar
Resolution calling for an independent federal investigation of the shooting of Mario Woods by the San Francisco Police Department on December 2, 2015.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160029 **[Approval of a 30-Day Extension for Planning Commission Review of Affordable Housing in Divisadero and Fillmore Neighborhood Commercial Transit Districts (File No. 151258)]**
Sponsor: Breed
Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151258) amending the San Francisco Planning Code to require payment of a higher affordable housing fee or provide additional affordable housing for certain sites that obtained higher residential development potential as a result of the rezoning of the Divisadero Street Neighborhood Commercial Transit District and the Fillmore Street Neighborhood Commercial Transit District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160030 **[Mario Woods Remembrance Day - July 22]**
Sponsors: Campos; Avalos, Mar, Kim, Cohen, Breed and Yee
Resolution declaring July 22 as Mario Woods Remembrance Day in the City and County of San Francisco.

01/12/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160031 **[Child Trauma Awareness Day - January 29, 2016]**
Sponsor: Farrell
Resolution declaring January 29, 2016, as Child Trauma Awareness Day in the City and County of San Francisco.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160032 **[Approval of a 90-Day Extension for Planning Commission Review of an Ordinance Permitting Affordable Housing as a Principal Use in the Public Zoning District (File No. 151083)]**
Sponsor: Wiener
Resolution retroactively extending by 90 days from the completion of environmental review the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151083) amending the Planning Code to permit affordable housing as a principal use in the Public zoning district; affirming the Planning Department's determination under the California Environmental Quality Act; making Planning Code, Section 302, findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160033 **[Approval of a 30-Day Extension for Planning Commission Review of Code Enforcement Procedures (File No. 151085)]**
Sponsor: Wiener
Resolution retroactively extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151085) amending the Building, Housing, Electrical, Plumbing, Fire, Health, Planning, and Administrative Codes to clarify and standardize enforcement procedures for violations of Municipal Codes relating to buildings and property, to require departments to report on code enforcement activities, and to direct the City Administrator to coordinate the preparation of standard Citywide forms for code enforcement proceedings; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160039 **[Affirming the Board of Supervisors Commitment to Police Accountability and Racial Justice in Our Police Practices]**
Sponsors: Avalos; Farrell and Campos
Resolution affirming the San Francisco Board of Supervisors commitment to police accountability and racial justice in our policing practices; and urging the San Francisco Police Department to review use of force policies and explore other methods of de-escalation and alternatives to the use of force.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

160034 **[Initiative Ordinance - Administrative Code - Paid Sick Leave Ordinance Amendments]**

Sponsors: Mayor; Breed, Mar, Farrell, Peskin, Tang, Kim, Yee, Wiener, Campos, Cohen and Avalos

Motion ordering submitted to the voters an Ordinance amending the Administrative Code to revise the City's Paid Sick Leave Ordinance (PSLO) to include protections for employees under the PSLO that largely parallel recent State law enactments pertaining to paid sick leave, primarily the Healthy Workplaces, Healthy Families Act of 2014, as amended, at an election to be held on June 7, 2016.

01/12/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/11/2016.

160035 **[Initiative Ordinance - Business and Tax Regulations and Administrative Codes - Hotel Tax to Fund Housing Services for Homeless Families]**

Sponsor: Kim

Motion ordering submitted to the voters an Ordinance amending the Business and Tax Regulations and Administrative Codes to impose an additional 1% tax on the transient occupancy of hotel rooms to fund housing programs and services to end family homelessness, at an election to be held on June 7, 2016.

(Economic Impact; No Office of Economic Analysis Report.)

01/12/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/11/2016.

160036 **[Calling from Committee - Committee of the Whole - Charter Amendment (File No. 151274) - February 23, 2016]**

Sponsor: Kim

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on February 23, 2016, at 3:00 p.m., to hold a public hearing to consider a proposed Charter Amendment (File No. 151274) authorizing the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects and setting forth increased interim requirements, to be proposed to the voters at the June 7, 2016, election.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160037 **[Suspending Board Rule 3.26.1 and Amending Board Rule 3.31 - Extending the Joint City and School District Select Committee through March 1, 2017, and Setting Monthly Meetings]**

Sponsor: Kim

Motion suspending the Board of Supervisors Rules of Order 3.26.1 to consider, without reference, an amendment to Board Rule 3.31 to extend the term of the Joint City and School District Select Committee through March 1, 2017; ordering the City and School District Select Committee meetings of the Board of Supervisors be held on the fourth Thursday of each month, except June, July, August, November, and December, at 3:30 p.m. in the Board of Supervisors Chamber.

01/12/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

150234 **[Hearing - Report on Recent Increase in Property Crime and Car Break-Ins Citywide]**
Sponsor: Yee
Hearing on the recent increase in property crime and car break-ins citywide; and requesting the Police Department to report.

03/03/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

03/06/15; REFERRED TO DEPARTMENT.

03/10/15; TRANSFERRED to Government Audit and Oversight Committee.

10/09/15; FILED PURSUANT TO RULE 3.41.

01/12/16; REACTIVATED PURSUANT TO RULE 3.42 to Government Audit and Oversight Committee.

150326 **[Hearing - Impacts of Construction and Streetscaping Projects to Small Businesses]**
Sponsor: Yee
Hearing on the economic impacts of small businesses during major construction and streetscaping projects; and requesting the Office of Economic and Workforce Development, the Small Business Commission, the Municipal Transportation Agency, the Public Utilities Commission, and Public Works to report.

03/24/15; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

03/30/15; REFERRED TO DEPARTMENT.

10/09/15; FILED PURSUANT TO RULE 3.41.

01/12/16; REACTIVATED PURSUANT TO RULE 3.42 to Government Audit and Oversight Committee.

160038 **[Hearing - Fire Investigations by the Fire Department]**
Sponsor: Campos
Hearing on fire investigations by the Fire Department, specifically the current status of the over 300 backlogged investigations, and what the department is doing to address the situation; and requesting the Fire Department to report.

01/12/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

160001 **[Settlement of Lawsuit - David Lloyd - $42,500]**
Ordinance authorizing settlement of the lawsuit filed by David Lloyd against the City and County of San Francisco for $42,500; the lawsuit was filed on June 10, 2014, in San Francisco Superior Court, Case No. CGC-14-539774; entitled David Lloyd v. City and County of San Francisco, et al, removed to federal court on August 6, 2014, and re-captioned as David Lloyd v. City and County of San Francisco, et al., United States District Court, Case No. 3:14-cv-03542 JCS. (City Attorney)

12/21/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160002 **[Settlement of Lawsuit - Travis Jones - $60,000]**
Ordinance authorizing settlement of the lawsuit filed by Travis Jones against the City and County of San Francisco for $60,000; the lawsuit was filed on February 18, 2014, in the United States District Court, Case No. CV 14-00733 NC; entitled Travis Jones v. City and County of San Francisco, et al. (City Attorney)

12/21/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160003 **[Settlement of Lawsuit - Leonard Lee Collins, Jr. - $75,000]**
Ordinance authorizing settlement of the lawsuit filed by Leonard Lee Collins, Jr., against the City and County of San Francisco for $75,000; the lawsuit was filed on December 18, 2012, in United States District Court for the Northern District of California, Case No. 13-3456 MEJ; entitled Leonard Lee Collins, Jr. v. City and County of San Francisco, Laguna Honda Hospital, Edward Shiels, Steven Koneffklatt, et. al. (City Attorney)

12/22/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

160004 **[Settlement of Unlitigated Claim - Charles Peppers - $110,000]**
Resolution approving the settlement of the unlitigated claim filed by Charles Peppers against the City and County of San Francisco for $110,000; claim was filed on July 17, 2013. (City Attorney)

12/11/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160005 **[Settlement of Unlitigated Claim - Linda Stonestreet - $72,394.61]**
Resolution approving the settlement of the unlitigated claim filed by Linda Stonestreet against the City and County of San Francisco for $72,394.61; claim was filed on February 22, 2013. (City Attorney)

12/21/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160006 **[Professional Services Agreement - PGH Wong Engineering, Inc. - Project Management Services - AirTrain Extension and Improvements Program - Not to Exceed $13,132,000]**
Resolution retroactively approving Professional Services Agreement Contract No. 10504.41, Project Management Services for the AirTrain Extension and Improvements Program between PGH Wong Engineering, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, pursuant to Charter, Section 9.118(b), in an amount not to exceed $13,132,000 for 44 months of services beginning September 1, 2015; and adopting environmental findings. (Airport Commission)
(Fiscal Impact; No Budget and Legislative Analyst Report.)

12/23/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160007 **[Lease Amendment - Pacific Gateway Concessions, LLC - Airport Concessions - Minimum Annual Lease Amount of $958,366.08]**
Resolution approving Amendment No. 5 to Boarding Areas "B" and "C" Principal Concession Retail Lease No. 98-0228 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, extending the lease term for two concession locations to approximately September 2019, and extending the lease term for one concession location to approximately June 2016, for a minimum annual lease amount of $958,366.08 in order to accommodate the Terminal 1 Redevelopment Program. (Airport Commission)

12/23/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160008 **[2011 Lease and Use Agreement - China Southern Airlines Company Limited - Estimated Rent of $1,283,008.93]**
Resolution approving the terms of 2011 Lease and Use Agreement No. L15-0253 between China Southern Airlines Company Limited and the City and County of San Francisco, acting by and through its Airport Commission, with an estimated rent of $1,283,008.93 for Exclusive Use Space, for the lease term to commence following Board approval through June 30, 2021. (Airport Commission)

12/24/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160009 **[Real Property Acquisition - Easements from John Daly Boulevard Associates, L.P., Monarch Ventures, L.P., and Wilbak Investments, L.P. - Regional Groundwater Storage and Recovery Project, San Mateo County - $78,185]**

Resolution approving and authorizing the acquisition of one temporary construction easement, two permanent surface access easements and one permanent subsurface easement for water utility purposes from John Daly Boulevard Associates, L.P., a California limited partnership, Monarch Ventures, L.P., a California limited partnership, and Wilbak Investments, L.P., a California limited partnership, for $78,185 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Real Estate Department)

12/30/15; RECEIVED FROM DEPARTMENT.

01/12/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

Jack Grealish - Supervisor Farrell
William "Bill" Del Monte - Supervisor Farrell
Zelda Gordon - Supervisors Peskin and Wiener
Roy Mottini - Supervisor Peskin
Stuart "Stu" Jackson - Supervisor Peskin
Reynaldo Morante - Supervisor Peskin
Denise Dorio - Supervisor Peskin
Patricia "Patty" Siegel - Supervisor Yee
Beatrice O. Jackson - President Breed
Marie McKechnie - President Breed

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:22 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 23, 2016.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, January 26, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

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LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee	Wednesday 1:00 PM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	1st and 3rd Thursday 10:00 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	1st and 3rd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, January 26, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors Mar, Tang, Wiener were not present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of a communication from Mayor Lee, dated January 19, 2016, communicating the Mayor's veto of legislation contained in File No. 150943 that establishes the "San Francisco Right-of-Way Policy." Pursuant to Charter, Section 2.106, the Board of Supervisors may override said veto if, within 30 days after such veto, not less than two-thirds of the Board votes in favor to enact such measure. Pursuant to Board Rule 5.26, one Supervisor may request the veto to be scheduled.

Supervisors Mar, Tang, and Wiener were noted present at 2:04 p.m.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of December 8, 2015, and December 15, 2015. There were no corrections.

Supervisor Campos, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of December 8, 2015, and December 15, 2015. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

160052 **[Formal Policy Discussions - January 26, 2016]**
Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible questions submitted from the Supervisors representing Districts 3 and 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor: I have been fielding a high volume of complaints that the City did not act responsibly in its negotiations with the National Football League to host the Superbowl 50 promotional events, or take any precautions to ensure that San Francisco would be reimbursed for the tax dollars that are being used to accommodate the events. There have also been many complaints about the lack of transparency from the City side. Who in your office was the lead negotiator of this deal, and who are the members of the actual Host Committee? (Supervisor Peskin, District 3)

2. Mr. Mayor: Last Tuesday, you introduced a measure for the ballot that compliments Supervisor Kim's Inclusionary Charter Amendment to double the inclusionary requirement for the June ballot, in response to an out of control real estate market and affordable housing crisis. Are you then going on the record as supporting the Charter Amendment, as reputable polling has revealed that 71 % of voters do? (Supervisor Avalos, District 11)

Mayor Edwin Lee opened up his remarks by recognizing the passing of Dr. Espanola Jackson and Mario Woods. Mayor Lee further addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Rules Committee

160014 **[Appointments, Cannabis State Legalization Task Force - Duncan Talento Ley, Thea Selby, and Jennifer Garcia]**
Motion appointing Duncan Talento Ley, Thea Selby, and Jennifer Garcia (residency requirement waived), terms ending August 31, 2016, to the Cannabis State Legalization Task Force. (Rules Committee)

Motion No. M16-004

APPROVED

160017 **[Appointments, Child Care Planning and Advisory Council - Gretchen Ames and Dolores Terrazas]**
Motion appointing Gretchen Ames and Dolores Terrazas (residency requirement waived), terms ending March 19, 2018, to the Child Care Planning and Advisory Council. (Rules Committee)

Motion No. M16-005

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

150874 **[Administrative Code - Prevailing Wages for Broadcast Services on City Property]**
Sponsors: Wiener; Farrell
Ordinance amending the Administrative Code to require that prevailing wages be paid for broadcast services work on City property.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151210 **[Lease Amendment - Coit Tower, LLC - Lease and Operation of Coit Tower]**
Ordinance approving the amendment to the lease with Coit Tower, LLC, for the operation of Coit Tower to allow a service charge for online elevator ticket sales in addition to the general fees for elevator tickets provided in Park Code, Section 12.06, allow the sale of food and beverage from a kiosk exterior to Coit Tower on a part of a vacated street or other space designated by the Recreation and Park Department General Manager if the street is not vacated, provide an ongoing rent credit of up to $9,500 per month for increased mural protection staffing, provide a short-term rent credit of up to $7,000 per month on account of delay in identifying a food service premises, allow a retroactive and ongoing credit for credit card fees associated with elevator tickets purchased by visitors, and amend the lease in certain other respects; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Recreation and Park Department)
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151101 **[Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]**
Sponsor: Farrell

Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvement; workers performing work under City contracts for janitorial services; workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; workers engaged in theatrical or technical services for shows on property owned by the City; workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; workers performing moving services under City contracts at facilities owned or leased by the City; and workers engaged in exhibit, display, or trade show work at a special event on property owned by the City.
(Fiscal Impact)

Supervisor Farrell requested to be added as the sponsor.

Resolution No. 006-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151148 **[Agreement - Peninsula Corridor Joint Powers Board - Administration of Capital Funding - Peninsula Corridor Electrification Project - Up to $39,000,000]**
Sponsor: Cohen

Resolution approving an agreement between the City and County of San Francisco and the Peninsula Corridor Joint Powers Board regarding administration of capital funding for the design and construction of the Communications-Based Overlay Signal System Positive Train Control Project and the Peninsula Corridor Electrification Project, for an amount of up to $39,000,000 for a term to commence following Board approval through December 31, 2020, or three and a half years after the sale of the last issuance of a Transportation and Road Improvement General Obligation Bond, whichever is later.
(Fiscal Impact)

Resolution No. 007-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151165 **[Apply for Grant - United States Department of Housing and Urban Development - Continuum of Care Program - Not to Exceed $33,000,000]**

Resolution retroactively approving the 2015 grant application for the United States Department of Housing and Urban Development Continuum of Care Program in an amount not to exceed $33,000,000; and fulfilling the Board of Supervisors' review and approval process for all annual or otherwise recurring grants of $5,000,000 or more. (Human Services Agency)

Resolution No. 008-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151190 **[License Amendment - UnitedLayer - Data Center Space and Services at 200 Paul Avenue - $2,227,494 Total Rent in the First Year, and Increased Annually by 4% for the Remainder of the Term]**

Sponsor: Farrell

Resolution authorizing an amendment to the License of data center space and services which extends the term for five years, beginning February 1, 2016, to January 31, 2021, with UnitedLayer at 200 Paul Avenue for use by the Department of Technology at $185,624.50 monthly for $2,227,494 total rent in the first year, and increased annually by 4% for the remainder of the term. (Fiscal Impact)

Resolution No. 009-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

At the request of the President, File Nos. 151193, 151194, 151195, 151235, 151282, and 151283 were called together.

151193 **[Accept and Expend Grant - California Governor's Office of Emergency Services, Human Trafficking Advocacy Program - $110,276]**

Sponsor: Tang

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of $110,276 from the California Governor's Office of Emergency Services for the Human Trafficking Advocacy Program for the grant period of October 1, 2015, through September 30, 2016, to ensure human trafficking victims receive comprehensive victim services and to enhance the collaboration with the Mayor's Task Force on Anti-Human Trafficking.

Resolution No. 010-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151194 **[Accept and Expend Grant - Centers for Disease Control and Prevention - San Francisco PrEP and Data to Care Demonstration Projects - $2,898,913]**

Sponsor: Wiener

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $2,898,913 from Centers for Disease Control and Prevention to participate in a program, entitled San Francisco PrEP and Data to Care Demonstration Projects, for the period of September 30, 2015, through September 29, 2016.

Resolution No. 011-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151195 **[Accept and Expend Grant - California Public Utilities Commission - Energy Efficiency Program - $6,930,000]**

Sponsors: Wiener; Farrell

Resolution retroactively authorizing the Department of the Environment to accept and expend a grant in the amount of $6,930,000 from the California Public Utilities Commission, through Pacific Gas and Electric Company, to continue an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San Francisco, for the term of January 1, 2016, through December 31, 2016.

Supervisor Farrell requested to be added as a co-sponsor.

Resolution No. 012-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151202 **[License Amendment - Telx Entities - 200 Paul Avenue - $111,780 Total Rent in the First Year]**

Sponsor: Farrell

Resolution authorizing an amendment to the Master Terms and Conditions License of space and services which extends the term for two years with three one-year options at fixed rents, and expands the existing 24-pair fiber connection to two 24-pair fiber connections with Telx Entities at 200 Paul Avenue for use by the Department of Technology at $9,000 monthly plus a one-time set up fee of $3,780 for $111,780 total rent in the first year.

Resolution No. 013-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151213 **[California Constitution Appropriations Limit - FY2015-2016 - $2,991,417,308]**

Resolution establishing the appropriations limit for FY2015-2016 as $2,991,417,308, pursuant to California Constitution, Article XIII B. (Controller)
(Fiscal Impact)

Resolution No. 014-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151214 **[Real Property Lease - Sprint Spectrum, L.P. - 887 Potrero Avenue - $69,600 Per Year Base Rent]**

Resolution authorizing the lease of telecommunications facilities on the roof of property located at 887 Potrero Avenue, with Sprint Spectrum, L.P., a Delaware limited partnership, for an initial five-year term at a base rent of $69,600 per year, to commence upon approval by the Board of Supervisors and Mayor, in their respective sole and absolute discretion. (Real Estate Department)

Resolution No. 015-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151221 **[Lease Agreement- United States Government - Federal Bureau of Investigation - $1,628,297.64]**

Resolution retroactively approving Lease No. GS-09P-LCA03395 with the U.S. Government for office space to be occupied by the U.S. Federal Bureau of Investigation at the International Terminal of San Francisco International Airport with rent totaling $1,628,297.64 for Exclusive Use Space for the lease term of January 4, 2016, through January 3, 2019. (Airport Commission)

Resolution No. 016-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151222 **[Early Termination - Airport Concession Domestic Terminal Food and Beverage Program Lease - Sistina II, LP]**

Resolution approving an early termination of the Domestic Terminal Food and Beverage Program Lease No. 03-0197, between Sistina II, LP, and the City and County of San Francisco, acting by and through its Airport Commission.

Resolution No. 017-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151234 **[Authorizing Expenditures - SoMa Community Stabilization Fund - $3,000,000]**

Sponsor: Kim

Resolution authorizing the Mayor's Office of Housing and Community Development (MOHCD) to expend SoMa (South of Market) Community Stabilization Fund dollars in the amount of $3,000,000 to provide acquisition and rehabilitation loans for projects that are eligible under MOHCD's Small Sites Program and are located within the boundaries of SoMa.
(Fiscal Impact)

Resolution No. 019-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151235 **[Accept and Expend Grant - Friends of the San Francisco Public Library - Annual Grant Award FY2015-2016 - Up to $738,000 of In-Kind Gifts]**

Sponsor: Wiener

Resolution retroactively authorizing the San Francisco Public Library to accept and expend a grant in the amount of up to $738,000 of in-kind gifts, services, and cash monies from the Friends of the San Francisco Public Library for direct support for a variety of public programs and services in FY2015-2016.

Resolution No. 020-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151282 **[Accept and Expend Grant - State Water Resources Control Board - Public Beach Safety Grant Program - $30,000]**
Sponsors: Tang; Farrell
Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $30,000 from the State Water Resources Control Board, Division of Water Quality Beach Safety Program, to participate in a program, entitled "Public Beach Safety Grant Program," for the period of July 1, 2015, through June 30, 2016.

Supervisor Farrell requested to be added as a co-sponsor.

Resolution No. 021-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151283 **[Accept and Expend Grant - Center for Health Care Strategies, Inc. - Advancing Adoption of Trauma-Informed Approaches to Care - $279,816]**
Sponsor: Wiener
Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $279,816 from Center for Health Care Strategies, Inc., to participate in a program, entitled "Advancing Adoption of Trauma-Informed Approaches to Care," for the period of October 10, 2015, through September 30, 2017.

Resolution No. 022-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

At the request of the President, File Nos. 150604, 150606, and 150608 were called together.

150604 **[Follow-Up Board Response - 2014-2015 Civil Grand Jury Report - CleanPowerSF At Long Last]**
Motion responding to the 2014-2015 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to the relevant recommendation issued in the 2014-2015 Civil Grand Jury Report, entitled "CleanPowerSF At Long Last." (Government Audit and Oversight Committee)

Motion No. M16-008

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150606 **[Follow-Up Board Response - 2014-2015 Civil Grand Jury Report - San Francisco's City Construction Program: It Needs Work]**
Motion responding to the 2014-2015 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to the relevant recommendations issued in the 2014-2015 Civil Grand Jury Report, entitled "San Francisco's City Construction Program: It Needs Work." (Government Audit and Oversight Committee)

Motion No. M16-009

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150608 **[Follow-Up Board Response - 2014-2015 Civil Grand Jury Report - Unfinished Business: A Continuity Report on the 2011-2012 Report, "Déjà Vu All Over Again"]**
Motion responding to the 2014-2015 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to the relevant recommendations issued in the 2014-2015 Civil Grand Jury Report, entitled "Unfinished Business: A Continuity Report on the 2011-2012 Report, 'Déjà Vu All Over Again'." (Government Audit and Oversight Committee)

Motion No. M16-010

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee

151224 **[Street Encroachment - Adjacent to the Peru Avenue Frontage of 711 Peru Avenue]**
Resolution granting revocable permission to Stanford Chiang to occupy a portion of the Peru Avenue public right-of-way between Valmar Terrace and Felton Street to construct and maintain various improvements, including a new bridge driveway and associated foundation, adjacent to 711 Peru Avenue (Assessor's Block No. 5943, Lot No. 025); conditioning the permit; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Resolution No. 018-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Rules Committee

151105 **[Administrative Code - Graffiti Advisory Board Membership]**
Sponsor: Breed
Ordinance amending the Administrative Code to modify the composition of the Graffiti Advisory Board, renumber code sections, and establish a sunset date of three years from the effective date of this Ordinance.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

At the request of the President, File Nos. 160016 and 160018 were called together.

Supervisor Peskin Excused from Voting

Supervisor Tang, seconded by Supervisor Farrell, moved that Supervisor Peskin be excused from voting on File Nos. 160016 and 160018. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Peskin

160016 **[Appointment, Golden Gate Bridge, Highway and Transportation District - Supervisor Aaron Peskin]**
Motion appointing Supervisor Aaron Peskin, term ending January 31, 2017, to the Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

Motion No. M16-006

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Peskin

160018 **[Appointment, Bay Conservation and Development Commission - Supervisor Aaron Peskin]**
Motion appointing Supervisor Aaron Peskin, for an indefinite term, as an alternate member to the San Francisco Bay Conservation and Development Commission. (Clerk of the Board)

Motion No. M16-007

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Peskin

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Farrell, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Farrell introduced, welcomed, and presented a Certificate of Honor to Jennifer Board of the Lombard Hill Improvement Association in recognition of her accomplishments as the gardener for the crooked portion of Lombard Street and her continued community support.

Supervisor Mar introduced, welcomed, and presented a Proclamation for Dr. Clarence B. Jones, declaring January 26, 2016, as Clarence B. Jones Day in the City and County of San Francisco on the occasion of his 85th birthday and in recognition of his national leadership as a civil rights pioneer. Supervisor Cohen and President Breed shared in this commendation.

SPECIAL ORDER 3:00 P.M.

President Breed recessed the meeting at 3:15 p.m. and reconvened the meeting at 3:21 p.m. Upon recovening, Supervisor Yee was noted absent.

141018 **[Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]**
Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Campos, seconded by Supervisor Farrell, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of May 24, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener
Absent: 1 - Yee

The President CONTINUED the Hearing open to the Board of Supervisors meeting of May 24, 2016.

141019 **[Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]**
Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to the Board of Supervisors meeting of May 24, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener
Absent: 1 - Yee

141020 **[Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]**
Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to the Board of Supervisors meeting of May 24, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener
Absent: 1 - Yee

141021 **[Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be CONTINUED to the Board of Supervisors meeting of May 24, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener
Absent: 1 - Yee

Supervisor Yee was noted present at 3:30 p.m.

SPECIAL ORDER 3:00 P.M.

151269 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review - Proposed Commuter Shuttle Permit Program]**
Hearing of persons interested in or objecting to the determination of categorical exemption from environmental review under the California Environmental Quality Act issued by the Planning Department on October 22, 2015, and approved by the San Francisco Municipal Transportation Agency on November 17, 2015, for the proposed Commuter Shuttle Permit Program. (Appellant: Rebecca L. Davis, on behalf of the Coalition for Fair, Legal and Environmental Transit, Sue Vaughan, and Robert Planthold) (Filed December 17, 2015). (Clerk of the Board)

Privilege of the floor was granted unanimously to Tom McGuire (Municipal Transportation Agency), Jon Givner (Office of the City Attorney), Camron Samii (Muncipal Transportation Agency), and Sarah Jones (Planning Department) who responded to questions raised throughout the discussion.

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. Doug Bloch and Tracey Kelly (Teamsters); Male Speaker; Mara; Jaime Areullo; Ariana Castanova (SEIU); Howard Mason; Sarah Sherburn Zimmer (Housing Rights Committee); Walter Paulson; Betty Mackie; Sam Maneer; Francisco Da Costa; spoke in support of the continuance. Male Speaker; Triss; John Arand; Leanne; Andrew; Nathaniel; Sara Gleason; James Driscoll; Donald Dewsnup; spoke in opposition to the continuance. There were no other speakers.

Supervisor Campos, seconded by Supervisor Peskin, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of February 9, 2016. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Yee
Noes: 2 - Tang, Wiener

The President CONTINUED the Hearing to the Board of Supervisors meeting of February 9, 2016.

151270 **[Affirming Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**

Motion affirming the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 9, 2016. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Yee

Noes: 2 - Tang, Wiener

151271 **[Reversing the Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**

Motion reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 9, 2016. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Yee

Noes: 2 - Tang, Wiener

151272 **[Preparation of Findings to Reverse the Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 9, 2016. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Yee

Noes: 2 - Tang, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

151120 **[Hearing - Infrastructure Financing District No. 2 (Port of San Francisco)]**
Hearing of persons interested in or objecting to a proposed Ordinance (File No. 151119) establishing an Infrastructure Financing District, an Infrastructure Financing Plan, a Tax Administration Agreement, and approving other matters in connection with establishing City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); a proposed Resolution (File No. 151118) approving a Memorandum of Understanding Relating to Infrastructure Financing District No. 2 (Port of San Francisco), Sub-Project Area G-1 (Pier 70 - Historic Core), and approving other matters in connection therewith; and a proposed Resolution (File No. 151117) approving issuance of bonds in an amount not to exceed $25,100,000 for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco), with respect to Sub-Project Area G-1 (Pier 70 - Historic Core), approving an Indenture of Trust and Pledge Agreement, and approving other matters in connection therewith.

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance requested by the Port. There were no speakers.

Supervisor Cohen, seconded by Supervisor Campos, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

The President CONTINUED the Hearing to the Board of Supervisors meeting of February 23, 2016.

Committee of the Whole Adjourn and Report

151119 **[Establishing an Infrastructure Financing District and Adopting an Infrastructure Financing Plan (Port of San Francisco)]**
Sponsors: Mayor; Cohen
Ordinance establishing an Infrastructure Financing District (IFD) (including Sub-Project Area G-1 (Pier 70 - Historic Core) and adopting an Infrastructure Financing Plan (IFP) (including Appendix G-1) for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); approving a Tax Administration Agreement; affirming the Planning Department's determination under the California Environmental Quality Act; and approving other matters in connection with the IFD and IFP, as defined herein.
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Campos, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151118 **[Authorizing Issuance of Bonds - Port Infrastructure Financing District - Pier 70 (Historic Core) - Not to Exceed $25,100,000]**
Sponsors: Mayor; Cohen
Resolution approving issuance of bonds in an amount not to exceed $25,100,000 for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco) with respect to Sub-Project Area G-1 (Pier 70 - Historic Core); approving an Indenture of Trust and a Pledge Agreement; and approving other matters in connection with the bonds, as defined herein.
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151117 **[Authorizing Execution of a Memorandum of Understanding Relating to Infrastructure Financing District No. 2]**
Sponsors: Mayor; Cohen
Resolution approving a Memorandum of Understanding (MOU) relating to Sub-Project Area G-1 (Pier 70 - Historic Core) of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); and approving other matters in connection with the MOU, as defined herein.
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

COMMITTEE REPORTS

Recommendation of the Public Safety and Neighborhood Services Committee

160030 **[Mario Woods Remembrance Day - July 22]**
Sponsors: Campos; Avalos, Mar, Kim, Cohen, Breed and Yee
Resolution declaring July 22 as Mario Woods Remembrance Day in the City and County of San Francisco.

Privilege of the floor was granted unanimously to Gwen Woods, mother of Mario Woods, who was invited to comment on the Resolution declaring July 22 as Mario Woods Remembrance Day in the City and County of San Francisco.

Supervisor Yee requested to be added as a co-sponsor.

Supervisor Wiener, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 13, by adding 'WHEREAS, There are three ongoing investigations - and possibly a federal investigation as requested by San Francisco - to determine whether the police officers involved in the shooting of Mario woods violated any law or policy, with none of these investigations having been completed or reached any conclusions; and'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Resolution No. 026-16

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Francisco Da Costa; requested public comment be extended to three minutes and shared concerns regarding legislative action.
Ken Johnson (Fillmore TV); invited the Board and public to a Super Bowl 50 event at Yoshi's.
Sala Haquekyah Chandler (Mother of Yalani Chinyamurindi); shared her experience as a mother whose son was murdered.
Christopher Dahl; shared various concerns with the Board.
Male Speaker; shared his concerns regarding the need for education.
Salasi; thanked the Board for their actions in response to the shooting of Mario Woods.
Walter Paulson; recognized the passing of Dr. Espanola Jackson and shared various concerns.
Peter Warfield; requested public comment be extended to three minutes, recognized the passing of Dr. Espanola Jackson, and shared concerns regarding the budget of the San Francisco Public Library.
Jessica Ekstrom (San Francisco Prevention Coalition); shared concerns relating to powdered alcohol.
Gerber Hernandez (San Francisco Prevention Coalition); shared concerns relating to powdered alcohol.
Jamar Kittling (San Francisco Prevention Coalition); shared concerns relating to powdered alcohol.
Crystal Huang (San Francisco Prevention Coalition); shared concerns relating to powdered alcohol.
David Pushum; shared concerns relating to education.
Father Richard Smith; shared concerns relating to police use of excessive force and the recent shootings.
Benjamin Bacseara; shared concerns relating to the need for investigations into the police use of excessive force and recent shootings.
Sylvia Johnson; shared her various experiences with the Board.
David Carlos Alvery; shared concerns relating to the need for investigations into the police use of excessive force and recent shootings.
Male Speaker; shared a 1970s video regarding street artists in San Francisco.
Female Speaker; shared concerns relating to the need for investigations into the police use of excessive force and recent shootings.
Male Speaker; shared concerns relating to the need for transparency hen investigating the Police Department.
Elizabeth De Young; shared concerns relating to homelessness.
Tom Gilberty; provided a brief history of major events that occurred in the United States.
Male Speaker; shared various religious concerns.

CLOSED SESSION

President Breed recessed the meeting at 7:11 p.m. and reconvened the meeting at 7:15 p.m.

CONFERENCE WITH CITY ATTORNEY - Existing Litigation

160013 **[Existing Litigation - Pacific Gas and Electric Company]**
Closed Session for the Board of Supervisors to convene on January 12, 2016, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a plaintiff, defendant, and petitioner and Pacific Gas and Electric Company is an adverse party: Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the Closed Session matter as referenced in File No. 160013. There were no speakers. The President declared public comment closed.

CONVENED IN CLOSED SESSION

The Board recessed at the hour of 7:13 p.m. to convene in closed session pursuant Motion No. M15-188 (File No. 151262) approved on December 15, 2015.

The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, and Yee

Persons in attendance: Jon Givner and Theresa Mueller (Office of the City Attorney), Barbara Hale (Public Utilities Commission), Nicole Elliott (Mayor's Office), Angela Calvillo, Clerk of the Board, and Alisa Somera, Acting Legislative Deputy Director.

The matter was heard in closed session, no action was taken, and the hearing was filed.

HEARD AND FILED

RECONVENING OF THE BOARD

The Board reconvened at the hour of 7:25 p.m.

The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, and Yee

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

Supervisor Campos, seconded by Supervisor Cohen, moved not to disclose the Closed Session deliberations. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160029 **[Approval of a 30-Day Extension for Planning Commission Review of Affordable Housing in Divisadero and Fillmore Neighborhood Commercial Transit Districts (File No. 151258)]**

Sponsor: Breed

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151258) amending the San Francisco Planning Code to require payment of a higher affordable housing fee or provide additional affordable housing for certain sites that obtained higher residential development potential as a result of the rezoning of the Divisadero Street Neighborhood Commercial Transit District and the Fillmore Street Neighborhood Commercial Transit District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.

Resolution No. 025-16

ADOPTED

160031 **[Child Trauma Awareness Day - January 29, 2016]**

Sponsor: Farrell

Resolution declaring January 29, 2016, as Child Trauma Awareness Day in the City and County of San Francisco.

Resolution No. 027-16

ADOPTED

160032 **[Approval of a 90-Day Extension for Planning Commission Review of an Ordinance Permitting Affordable Housing as a Principal Use in the Public Zoning District (File No. 151083)]**

Sponsor: Wiener

Resolution retroactively extending by 90 days from the completion of environmental review the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151083) amending the Planning Code to permit affordable housing as a principal use in the Public zoning district; affirming the Planning Department's determination under the California Environmental Quality Act; making Planning Code, Section 302, findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Resolution No. 028-16

ADOPTED

160033 **[Approval of a 30-Day Extension for Planning Commission Review of Code Enforcement Procedures (File No. 151085)]**
Sponsor: Wiener
Resolution retroactively extending by 30 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 151085) amending the Building, Housing, Electrical, Plumbing, Fire, Health, Planning, and Administrative Codes to clarify and standardize enforcement procedures for violations of Municipal Codes relating to buildings and property, to require departments to report on code enforcement activities, and to direct the City Administrator to coordinate the preparation of standard Citywide forms for code enforcement proceedings; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1.

Resolution No. 029-16

ADOPTED

160053 **[Approval of a 90-Day Extension for Urban Forestry Council Review of Landmark Tree Designation - 46A Cook Street]**
Sponsor: Farrell
Resolution extending by 90 days the landmark tree designation review period by the Urban Forestry Council for a Norfolk Island Pine at 46A Cook Street (Assessor's Block No. 1067, Lot No. 032) in accordance with Public Works Code, Section 810(d), and referring the matter back to the Urban Forestry Council for further review.

Resolution No. 005-16

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Cohen requested that File Nos. 151287 and 160028 be severed so that they may be considered separately.

151287 **[Supporting Proposed California State Ballot Initiative - "Safety for All Act of 2016"]**
Sponsors: Cohen; Wiener, Campos, Farrell and Breed
Resolution supporting the proposed California State Ballot initiative, entitled the "Safety for All Act of 2016," which will implement reasonable reforms and close loop-holes in California's gun and ammunition laws.

Supervisors Farrell and Breed requested to be added as co-sponsors.

Resolution No. 023-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160028 **[Urging an Independent Federal Investigation of the Shooting of Mario Woods]**
Sponsors: Breed; Cohen, Campos, Avalos and Mar
Resolution calling for an independent federal investigation of the shooting of Mario Woods by the San Francisco Police Department on December 2, 2015.

Supervisor Cohen, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 9, by striking 'now, therefore, be it', and Lines 10 through 11, by adding 'WHEREAS, City and Police Department policies and practices should not just meet constitutional standards but exceed them; now, therefore, be it'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Resolution No. 024-16

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Avalos requested that File No. 160039 be severed so that it may be considered separately.

160039 **[Affirming the Board of Supervisors Commitment to Police Accountability and Racial Justice in Our Police Practices]**
Sponsors: Avalos; Farrell and Campos
Resolution affirming the San Francisco Board of Supervisors commitment to police accountability and racial justice in our policing practices; and urging the San Francisco Police Department to review use of force policies and explore other methods of de-escalation and alternatives to the use of force.

Supervisors Farrell and Campos requested to be added as co-sponsors.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Lines 11 through 14, by adding 'FURTHER RESOLVED, That the Board of Supervisors requests the United States Department of Justice to undertake independent investigation of the shootings of Alex Nieto, Amilcar Lopez-Perez, and Mario Woods, and of the process by which the SFPD investigates use of force incidents; and, be it'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Resolution No. 030-16

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Kim requested that File Nos. 160054, 160036, amd 160037 be severed so that they may be considered separately.

President Breed recessed the meeting at 6:31 p.m. and reconvened the meeting at 6:33 p.m.

160054 **[Urging Reimbursement from San Francisco Bay Area Super Bowl 50 Host Committee]**

Sponsors: Kim; Avalos, Peskin, Campos and Yee

Resolution urging Mayor Edwin Lee to immediately enter into a formal agreement with the San Francisco Bay Area Super Bowl 50 Host Committee that will provide for full reimbursement of the City's estimated General Fund expenditures of $4,881,625; and urging the Controller to conduct cost and projected revenue analyses before entering into future agreements to host large events that are more than 24 hours in duration and that require a fee to attend.

Supervisor Yee requested to be added as a co-sponsor.

Supervisor Kim, seconded by Supervisor Peskin, moved to continue this Resolution to the Board of Supervisors meeting of February 2, 2016. Before the roll was called, Supervisor Farrell invoked the privilege of a single Supervisor to send this Resolution to committee.

Supervisor Farrell invoked the privilege of a single Supervisor and requested the Resolution be REFERRED to the Budget and Finance Committee.

160036 **[Calling from Committee - Committee of the Whole - Charter Amendment (File No. 151274) - February 23, 2016]**

Sponsor: Kim

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on February 23, 2016, at 3:00 p.m., to hold a public hearing to consider a proposed Charter Amendment (File No. 151274) authorizing the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects and setting forth increased interim requirements, to be proposed to the voters at the June 7, 2016, election.

Supervisor Farrell invoked the privilege of a single Supervisor and requested the Motion be REFERRED to committee.

Supervisor Peskin challenged the privilege of a single Supervisor to send a Motion to committee. President Breed ruled that the privilege of a single Supervisor was in order.

Supervisor Peskin, seconded by Supervisor Campos, appealed the decision of the President, pursuant to Board of Supervisors Rules 5.18 and 5.19.

The question was then stated, shall the decision of the President stand as the decision of the Board, that a single Supervisor has the privilege to send this Motion to committee?
Ayes: 5 - Breed, Cohen, Farrell, Tang, Wiener
Noes: 6 - Avalos, Campos, Kim, Mar, Peskin, Yee

The decision of the President was overturned.

Supervisor Peskin, seconded by Supervisor Kim, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 2, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160037 **[Suspending Board Rule 3.26.1 and Amending Board Rule 3.31 - Extending the Joint City and School District Select Committee through March 1, 2017, and Setting Monthly Meetings]**

Sponsor: Kim

Motion suspending the Board of Supervisors Rules of Order 3.26.1 to consider, without reference, an amendment to Board Rule 3.31 to extend the term of the Joint City and School District Select Committee through March 1, 2017; ordering the City and School District Select Committee meetings of the Board of Supervisors be held on the fourth Thursday of each month, except June, July, August, November, and December, at 3:30 p.m. in the Board of Supervisors Chamber.

NOT APPROVED by the following vote:

Noes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

President Breed requested that File No. 160011 be severed so that it may be considered separately.

160011 **[Final Map 8284 - 1580 Lombard Street]**

Motion approving Final Map 8284, a six residential unit Condominium Project, located at 1580 Lombard Street, being a subdivision of Assessor's Block No. 0497, Lot No. 007A; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Supervisor Farrell, seconded by Supervisor Yee, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 2, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Farrell, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Farrell, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160064 **[Supporting California State Assembly Bill 1554 and Senate Bill 919 - Banning the Sale and Distribution of Powdered Alcohol in California]**
Sponsor: Mar
Resolution supporting California State Assembly Bill 1554, authored by Assembly Member Irwin, and Senate Bill 819, authored by Senator Huff, which will ban the sale and distribution of powdered alcohol in California.

The President inquired as to whether any member of the public wished to address the Board relating to California State Assembly Bill 1554, which bans the sale and distribution of powdered alcohol, as referenced in File No. 160064. Female Speaker; Bruce Livingston (Alcohol Justice); Sylvia Johnson; spoke in support of the Resolution. The President declared public comment closed.

Resolution No. 032-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Farrell, seconded by Supervisor Yee, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Farrell, seconded by Supervisor Yee, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160063 **[Declaring January 22, 2016, as William "Bill" Del Monte Day]**
Sponsor: Farrell
Resolution declaring January 22, 2016, as William "Bill" Del Monte Day.

The President inquired as to whether any member of the public wished to address the Board relating to the Resolution declaring January 22, 2016, as William "Bill" Del Monte Day as referenced in File No. 160063. Sylvia Johnson; spoke on various concerns. The President declared public comment closed.

Resolution No. 031-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

150494 **[Planning, Building Codes - Conditional Use Required to Remove Any Residential Unit in a C-3 District, Including Illegal Units; Permeable Surfaces and Landscaping Requirements Citywide for Building Additions and Residential Mergers]**
Sponsor: Avalos

Ordinance amending the Planning Code to require Conditional Use authorization for the removal of any residential unit (whether legal or illegal) and compliance with landscaping and permeable surfaces requirements for building additions and residential mergers, and to exempt from the Conditional Use application requirement illegal units where there is no legal path for legalization and residential units that have received prior Planning approval; amending the Building Code to require that notices of violation mandate legalization of an illegal unit unless infeasible under the Building Code or the Planning Commission approves its removal, and requiring re-issuance of unabated notices of violation to include the new requirement; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.
(Economic Impact)

05/12/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/11/2015.

05/22/15; REFERRED TO DEPARTMENT.

06/04/15; RESPONSE RECEIVED.

12/01/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

12/09/15; REFERRED TO DEPARTMENT.

12/15/15; RESPONSE RECEIVED.

01/25/16; RESPONSE RECEIVED.

01/26/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

151004 **[Planning Code - Projecting Signs in the Fillmore Street Neighborhood Commercial Transit District]**

Sponsor: Breed

Ordinance amending the Planning Code to allow projecting business signs in the Fillmore Street Neighborhood Commercial Transit District of up to 125 square feet in size, and up to 60 feet in height, with maximum height dependent on the features of the building to which the sign is attached, provided that only one sign per building is permitted; the sign is for the primary occupant of the building; the sign employs a remote transformer and is as narrow as is structurally feasible; any illumination is indirect and is used only during business hours; the sign does not obscure architectural features of the building; the sign does not damage the building to which it is attached; and the sign's lettering is arranged vertically; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings under Planning Code, Section 302, that this amendment will serve the public necessity, convenience, and welfare.

10/06/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/5/2015.

10/13/15; REFERRED TO DEPARTMENT.

11/23/15; RESPONSE RECEIVED.

12/28/15; RESPONSE RECEIVED.

01/26/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

151085 **[Various Codes - Code Enforcement Procedures]**

Sponsor: Wiener

Ordinance amending the Building, Housing, Electrical, Plumbing, Fire, Health, Planning, and Administrative Codes to clarify and standardize enforcement procedures for violations of Municipal Codes relating to buildings and property, to require departments to report on code enforcement activities, and to direct the City Administrator to coordinate the preparation of standard Citywide forms for code enforcement proceedings; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/19/2015.

10/27/15; REFERRED TO DEPARTMENT.

11/23/15; RESPONSE RECEIVED.

01/26/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

151259 **[Administrative Code - City-Owned Fiber-Optic Facilities]**

Sponsors: Farrell; Mar

Ordinance amending the Administrative Code to require the Department of Technology to gather information from City departments concerning City-owned fiber-optic facilities; and to require the Public Utilities Commission to consider and approve any future expansion of City-owned fiber-optic facilities.

12/08/15; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 1/7/2016.

12/15/15; REFERRED TO DEPARTMENT.

01/26/16; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

160065 **[Police Code - Paid Parental Leave for Bonding with New Child]**
Sponsor: Wiener
Ordinance amending the Police Code to require employers to provide supplemental compensation to employees who are receiving State Paid Family Leave for purposes of bonding with a new child. (Economic Impact)

01/26/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 2/25/2016.

Resolutions

160066 **[Subordination Agreement - Seismic and Safety Loan Program - HealthRight 360 - 890 Hayes Street and 214 Haight Street - $8,500,000]**
Sponsors: Mayor; Kim and Breed
Resolution authorizing the subordination of two existing Seismic and Safety Loan Program loans, secured in part by real property commonly known as 890 Hayes Street and 214 Haight Street, to a new loan from the Nonprofit Finance Fund to HealthRight 360 in the amount of $8,500,000 for the construction of HealthRight 360's new headquarters and clinic located at 1563 Mission Street. (Fiscal Impact)

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160067 **[Mission Miracle Mile Business Improvement District - Annual Reports to the City - Calendar Years 2010-2015]**
Sponsor: Campos
Resolution receiving and approving annual reports for the Mission Miracle Mile Business Improvement District for calendar years 2010-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

01/26/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160068 **[Paratransit Broker Agreement Amendment - Transdev Services, Inc. - Not to Exceed $125,443,773]**
Sponsor: Campos
Resolution approving Amendment No. 6 to the Paratransit Broker Agreement with Transdev Services, Inc., to continue providing paratransit broker services to administer the City's Paratransit Program, and increase the amount of the contract by $8,200,000 to a total amount not to exceed $126,799,710 for the term of April 1, 2010, through June 30, 2016.
(Fiscal Impact)

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160069 **[Real Property Acquisition - 1101 Connecticut Street - San Francisco Unified School District - $1,800,000]**
Sponsor: Cohen
Resolution authorizing the acquisition of real property from the San Francisco Unified School District located at 1101 Connecticut Street, near the intersection of Connecticut Street and 25th Street, in order to further the General Plan priority of preserving and enhancing the supply of affordable housing, for the purchase price of $1,800,000.
(Fiscal Impact)

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160070 **[Urging the Mayor and City Departments to Mitigate Any Adverse Impacts of Friedrichs v. California Teachers Association]**
Sponsors: Farrell; Breed, Wiener, Tang, Cohen, Mar, Campos, Yee, Avalos and Kim
Resolution urging the Mayor and appropriate City departments to mitigate any negative impacts of the Friedrichs v. California Teachers Association decision on the workers in organized labor.

01/26/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160071 **[Accept and Expend Grant - State of California Department of Housing and Community Development - Housing-Related Parks Program Grant - $2,686,325]**
Sponsor: Farrell
Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of $2,686,325 from the State of California Department of Housing and Community Development to fund Housing Related Parks Projects identified in Exhibit A of the Grant Standard Agreement for the period of October 9, 2015, through June 30, 2017; and delegating authority to the General Manager of the Recreation and Park Department to reallocate funds among approved projects where necessary to maximize City recovery from the Grant during the eligible expenditure period.

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160072 **[Lower Polk Community Benefit District - Annual Report to the City - FY2014-2015]**
Sponsor: Peskin
Resolution receiving and approving an annual report for the Lower Polk Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

01/26/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160073 **[Greater Union Square Business Improvement District - Annual Report to the City - FY2014-2015]**
Sponsor: Peskin
Resolution receiving and approving an annual report for the Greater Union Square Business Improvement District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

01/26/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160074 **[Top of Broadway Community Benefit District - Annual Report to the City - FY2014-2015]**
Sponsor: Peskin
Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.
01/26/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160075 **[Contract Amendment - Children's Council of San Francisco - Preschool for All Program - Not to Exceed $74,390,567]**
Sponsors: Tang; Mar
Resolution retroactively approving the sixth contract amendment with the Children's Council of San Francisco to manage the Preschool for All Program subsidies to eligible children of the City, and increasing the not to exceed amount from $47,326,791 to $74,390,567 for the period of July 1, 2012, to June 30, 2016.
(Fiscal Impact)
01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160076 **[Accept and Expend Grant - California Department of Education - State Preschool Quality Rating and Improvement System - $2,590,895 - FY2015-2016]**
Sponsor: Yee
Resolution retroactively authorizing the Children and Families Commission to accept and expend a grant in the amount of $2,590,895 from the California Department of Education through the San Francisco Unified School District to support a State Preschool Quality Rating and Improvement System for the term of July 1, 2015, through June 30, 2016.
01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160077 **[Approval of an Additional 90-Day Extension for Planning Commission Review of Inclusionary Affordable Housing Program (File No. 150911)]**
Sponsors: Mayor; Farrell and Tang
Resolution extending by an additional 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150911) amending the Planning Code to provide revised geographic, timing, pricing and other requirements for the off-site alternative to the Inclusionary Housing Fee; create a new option for off-site projects that qualify as Nonprofit Provider Partner Projects; create a new alternative for project sponsors of smaller market-rate projects to direct the Affordable Housing Fee to small sites projects; create an option for project sponsors of on- and off-site housing to provide higher amounts of affordable housing at higher levels of affordability termed "dialing up"; revise certain definitions and operating procedures related to the Inclusionary Housing Program and make conforming changes; and affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1.
01/26/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160078 **[Sworn Public Safety Personnel Day of Remembrance Policy]**
Sponsors: Farrell; Wiener, Tang, Breed, Cohen, Campos, Mar, Yee and Kim
Resolution declaring it a policy of the San Francisco Board of Supervisors to establish a practice of dedicating a Day of Remembrance to any sworn public safety personnel killed while in the line of duty.

01/26/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160079 **[Urging California State Lawmakers to Authorize Automated Speed Enforcement in the City and County of San Francisco]**
Sponsors: Mar; Yee, Kim and Avalos
Resolution urging the California State Legislature and Governor to pass legislation authorizing the use of Automated Speed Enforcement technology in the City and County of San Francisco.

01/26/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160080 **[Clarence B. Jones Day - January 26, 2016]**
Sponsor: Mar
Resolution commending national civil rights pioneer Clarence B. Jones on the occasion of his 85th birthday and declaring January 26, 2016, as Clarence B. Jones Day in the City and County of San Francisco.

01/26/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

160081 **[Initiative Ordinance - Administrative Code - Requiring the Office of Citizens Complaints to Investigate All Officer Involved Shootings]**
Sponsors: Cohen; Breed, Campos and Mar
Motion ordering submitted to the voters an Ordinance amending the Administrative Code to require the Office of Citizen Complaints to investigate all officer-involved shootings, at an election to be held on June 7, 2016.

01/26/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/25/2016.

Requests for Hearing

160048 **[Hearing - Initiative Ordinance - Affordable Housing Streamlining Act]**
Sponsors: Wiener; Cohen, Tang and Farrell
Hearing to consider the proposed initiative ordinance submitted by four or more Supervisors to the voters at the June 7, 2016, Election, entitled "Ordinance amending the Planning Code to accelerate the approval and delivery of affordable housing projects through administrative review, maintain public notice and participation, and strengthen design review."

01/19/16; RECEIVED FROM DEPARTMENT.

01/26/16; RECEIVED AND ASSIGNED to Rules Committee.

160049 **[Hearing - Initiative Ordinance - Planning Code - Inclusionary or Affordable Housing Obligations Based on Economic Feasibility Studies]**
Sponsor: Mayor
Hearing to consider the proposed initiative ordinance submitted by the Mayor to the voters at the June 7, 2016, Election, entitled "Ordinance amending the Planning Code to maximize inclusionary or affordable housing obligations for housing development projects based on economic feasibility studies."

01/19/16; RECEIVED FROM DEPARTMENT.

01/26/16; RECEIVED AND ASSIGNED to Rules Committee.

160050 **[Hearing - Declaration of Policy - Transportation 2030: Smart Investments for a Better Future]**
Sponsor: Mayor
Hearing to consider the Declaration of Policy submitted by the Mayor to the voters at the June 7, 2016, Election, entitled "Declaration of Policy declaring it official policy of the City and County of San Francisco to invest in the future of transportation by prioritizing investment in Muni infrastructure and vehicles, including buses and light rail; road repaving and pothole repair; "Vision Zero" safety projects and other bicycle and pedestrian safety improvements; and investment in regional transportation infrastructure and vehicles that serve San Franciscans such as BART and Caltrain in the expenditure of revenues from future revenue ballot measures."

01/19/16; RECEIVED FROM DEPARTMENT.

01/26/16; RECEIVED AND ASSIGNED to Rules Committee.

160051 **[Hearing - Initiative Ordinance - Planning Code - Setting Minimum Inclusionary Affordable Housing Fee Requirement]**
Sponsors: Kim; Peskin, Campos, Avalos and Mar
Hearing to consider the proposed initiative ordinance submitted by four or more Supervisors to the voters at the June 7, 2016, Election, entitled "Ordinance amending the Planning Code to set forth a minimum inclusionary affordable housing fee requirement."

01/19/16; RECEIVED FROM DEPARTMENT.

01/26/16; RECEIVED AND ASSIGNED to Rules Committee.

160082 **[Hearing - Best Practices Related to Police Staffing and Funding Levels]**
Sponsor: Avalos
Hearing on the Budget and Legislative Analyst Report, "Best Practices Related to Police Staffing and Funding Levels;" and requesting the Budget and Legislative Analyst to report.

01/26/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160083 **[Hearing - Availability of Substitute Teachers in San Francisco Public Schools]**
Sponsor: Campos
Hearing on the lack of available substitute teachers in San Francisco public Schools; and requesting the San Francisco Unified School District to report.

01/26/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160084 **[Hearing - Interagency Plan Implementation Committee Annual Progress Report and the Development Impact Fee Report]**
Sponsor: Cohen
Hearing on the Interagency Plan Implementation Committee Annual Progress Report and the Development Impact Fee Report, pursuant to Planning Code, Section 409, and Administrative Code, Article 36; and requesting the Planning Department to report.

01/26/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160085 **[Hearing - Year-End Results of the Controller's Annual Performance Reports]**
Sponsor: Farrell
Hearing to review the year-end results from the Controller's Office annual performance reports on parks, streets, and the overall operations of City government; and requesting the Controller's Office to report.

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160086 **[Hearing - Tour Bus Safety and Regulation Enforcement]**
Sponsors: Yee; Kim
Hearing on tour bus safety records, enforcement, and the solutions departments are currently working on to reduce collisions and fatalities in alignment with Vision Zero; and requesting the San Francisco Municipal Transportation Agency, the Police Department, the California Public Utilities Commission, and the California Highway Patrol to report.

01/26/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160087 **[Hearing - Annual Review and Adoption of the Board of Supervisors/Clerk of the Board Draft Budget - FYs 2016-2017 and 2017-2018]**
Hearing to consider the annual review and adoption of the Proposed Draft Budget for FYs 2016-2017 and 2017-2018 for the Board of Supervisors/Office of the Clerk of the Board; and requesting the Office of the Clerk of the Board to report. (Clerk of the Board)

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

160042 **[Official Sidewalk Width Changes - Portions of Van Ness Avenue]**
Sponsor: Wiener
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to change the official sidewalk width of certain locations along Van Ness Avenue, between the intersection of South Van Ness Avenue and Mission Street on the south, to Van Ness Avenue and North Point Street on the north; adopting findings under the California Environmental Quality Act; and affirming the Planning Department's determination of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

01/14/16; RECEIVED FROM DEPARTMENT.

01/26/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 2/25/2016.

160043 **[No Competitive Solicitation Process - Selection of Preferred Contractor - Regents of the University of California - Modern Electronic Health Record System]**
Ordinance providing that the competitive solicitation process requirement in Administrative Code, Section 21.1, shall not apply to the Department of Public Health's (DPH) contract for a modern, secure, and fully integrated electronic health record (EHR) system for the San Francisco Health Network to replace DPH's current system; ratifying the selection of the Regents of the University of California (UC), by and through the University of California San Francisco, as the preferred contractor; and authorizing DPH's Director of Health to enter into negotiations with UC to procure the new EHR system, or enter into negotiations with specified alternative vendors, as defined in this Ordinance, if negotiations with UC are unsuccessful. (Public Works)
(Fiscal Impact; No Budget and Legislative Analyst Report.)

01/15/16; RECEIVED FROM DEPARTMENT.

01/26/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/25/2016.

PROPOSED RESOLUTIONS

160044 **[Contract Amendment - San Francisco AIDS Foundation - HIV Prevention Services - Not to Exceed $20,231,412]**

Resolution approving a fourth amendment to the contract between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV Prevention Services, to extend the contract by two years for a total contract term of September 1, 2011, through June 30, 2018, and increase the contract amount by $5,624,948 for a total amount not to exceed $20,282,525. (Public Health Department)
(Fiscal Impact)

01/14/16; RECEIVED FROM DEPARTMENT.

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160045 **[Agreement Amendment - Hatch Mott MacDonald - Construction Management Services - New Irvington Tunnel Project - Not to Exceed $20,500,000]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 3 to Agreement No. CS-918, New Irvington Tunnel Project - Construction Management Services with Hatch Mott MacDonald, to continue providing construction management services for the final construction and close-out of the tunnel, increasing the agreement by $1,000,000 for a total agreement amount not to exceed $20,500,000 and with a time extension of three months, for a total agreement duration of seven years and three months from August 1, 2009, through October 31, 2016, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

01/14/16; RECEIVED FROM DEPARTMENT.

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160046 **[Contract Agreement - Golden Gate Petroleum - Providing Citywide Renewable Diesel - Not to Exceed $60,000,000]**

Resolution authorizing the San Francisco Office of Contract Administration to enter into a multi-year contract, pursuant to Charter, Section 9.118(b), with Golden Gate Petroleum, to supply the City Departments with Renewable Diesel for the term of April 1, 2016, through March 31, 2019, in an amount not to exceed $60,000,000. (Office of Contract Administration)
(Fiscal Impact.)

01/14/16; RECEIVED FROM DEPARTMENT.

01/26/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

Allan Brotsky - Supervisor Farrell
Pieter Roell - Supervisor Farrell
Albert Chin - Supervisor Peskin
Sylvia McLaughlin - Supervisor Peskin
Barrow L. "Bud" Zisson - Supervisor Peskin
Espanola Jackson - Entire Board
Wilkes Bashford - Entire Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:42 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 1, 2016.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, February 2, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
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PUBLIC LIBRARY

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee	Wednesday 1:00 PM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 10:00 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, February 2, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisor Kim was noted not present. There was a quorum.

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Supervisor Kim was noted present at 2:05 p.m.

Recommendations of the Budget and Finance Committee

150874 **[Administrative Code - Prevailing Wages for Broadcast Services on City Property]**
Sponsors: Wiener; Farrell
Ordinance amending the Administrative Code to require that prevailing wages be paid for broadcast services work on City property.

Ordinance No. 010-16

FINALLY PASSED

151210 **[Lease Amendment - Coit Tower, LLC - Lease and Operation of Coit Tower]**
Ordinance approving the amendment to the lease with Coit Tower, LLC, for the operation of Coit Tower to allow a service charge for online elevator ticket sales in addition to the general fees for elevator tickets provided in Park Code, Section 12.06, allow the sale of food and beverage from a kiosk exterior to Coit Tower on a part of a vacated street or other space designated by the Recreation and Park Department General Manager if the street is not vacated, provide an ongoing rent credit of up to $9,500 per month for increased mural protection staffing, provide a short-term rent credit of up to $7,000 per month on account of delay in identifying a food service premises, allow a retroactive and ongoing credit for credit card fees associated with elevator tickets purchased by visitors, and amend the lease in certain other respects; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Recreation and Park Department)
(Fiscal Impact)

Ordinance No. 012-16

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

151212 **[Settlement of Lawsuit - Filip Kesler 2011 Revocable Trust and Brandon Hughes - $82,500]**
Ordinance authorizing settlement of the lawsuit filed by Filip Kesler 2011 Revocable Trust and Brandon Hughes against the City and County of San Francisco for $82,500; the lawsuit was filed on September 29, 2014, in San Francisco Superior Court, Case No. CGC-14-541914; entitled Filip Kesler 2011 Revocable Trust and Brandon Hughes v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

151250 **[Settlement of Lawsuits - 765 Market Street Residential Owners Association - City to Consider Pedestrian and Traffic Improvements]**
Ordinance authorizing settlement of the lawsuits filed by 765 Market Street Residential Owners Association, et al., against the City and County of San Francisco; the first lawsuit was filed on August 16, 2013, in Sacramento Superior Court, Case No. 34-2013-80001609 and then transferred to San Francisco Superior Court, Case No. CPF-14-513433, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143980, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; the second lawsuit was filed on June 19, 2014, in San Francisco Superior Court, Case No. CPF-14-540094, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143983, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; material terms of said settlement include the City's commitment to initiate consideration of installing of a crosswalk at Third Street and Stevenson Street, revising signal timing and offsets on Third Street, and relocating the pedestrian signal at Third Street; and the commitment of Real Party in Interest, 706 Mission Street Co., LLC, to donate $100,000 to the City to offset costs to fund the improvements if they are approved by the City. (City Attorney)

PASSED, ON FIRST READING

160001 **[Settlement of Lawsuit - David Lloyd - $42,500]**
Ordinance authorizing settlement of the lawsuit filed by David Lloyd against the City and County of San Francisco for $42,500; the lawsuit was filed on June 10, 2014, in San Francisco Superior Court, Case No. CGC-14-539774; entitled David Lloyd v. City and County of San Francisco, et al, removed to federal court on August 6, 2014, and re-captioned as David Lloyd v. City and County of San Francisco, et al., United States District Court, Case No. 3:14-cv-03542 JCS. (City Attorney)

PASSED, ON FIRST READING

160002 **[Settlement of Lawsuit - Travis Jones - $60,000]**
Ordinance authorizing settlement of the lawsuit filed by Travis Jones against the City and County of San Francisco for $60,000; the lawsuit was filed on February 18, 2014, in the United States District Court, Case No. CV 14-00733 NC; entitled Travis Jones v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

160003 **[Settlement of Lawsuit - Leonard Lee Collins, Jr. - $75,000]**
Ordinance authorizing settlement of the lawsuit filed by Leonard Lee Collins, Jr., against the City and County of San Francisco for $75,000; the lawsuit was filed on December 18, 2012, in United States District Court for the Northern District of California, Case No. 13-3456 MEJ; entitled Leonard Lee Collins, Jr. v. City and County of San Francisco, Laguna Honda Hospital, Edward Shiels, Steven Koneffklatt, et. al. (City Attorney)

PASSED, ON FIRST READING

151217 **[Settlement of Unlitigated Claim - David Leung - $62,290]**
Resolution approving the settlement of the unlitigated claim filed by David Leung against the City and County of San Francisco for $62,290; claim was filed on January 5, 2015. (City Attorney)

Resolution No. 039-16

ADOPTED

160004 **[Settlement of Unlitigated Claim - Charles Peppers - $110,000]**
Resolution approving the settlement of the unlitigated claim filed by Charles Peppers against the City and County of San Francisco for $110,000; claim was filed on July 17, 2013. (City Attorney)

Resolution No. 042-16

ADOPTED

160005 **[Settlement of Unlitigated Claim - Linda Stonestreet - $72,394.61]**
Resolution approving the settlement of the unlitigated claim filed by Linda Stonestreet against the City and County of San Francisco for $72,394.61; claim was filed on February 22, 2013. (City Attorney)

Resolution No. 043-16

ADOPTED

Recommendation of the Rules Committee

151105 **[Administrative Code - Graffiti Advisory Board Membership]**
Sponsor: Breed
Ordinance amending the Administrative Code to modify the composition of the Graffiti Advisory Board, renumber code sections, and establish a sunset date of three years from the effective date of this Ordinance.

Ordinance No. 011-16

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the Consent Agenda

Supervisor Mar requested that File No. 150822 be severed so that it may be considered separately.

Recommendation of the Land Use and Transportation Committee

150822 **[Urging the Establishment of a Local Match Commitment to the National Housing Trust Fund]**
Sponsor: Mar
Resolution urging the establishment of a local match commitment to the National Housing Trust Fund, and urging Senators Barbara Boxer and Dianne Feinstein and Representative Nancy Pelosi to further support the National Housing Trust Fund with expanded sources of revenue.

Resolution No. 033-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

File Nos. 1501226 and 160021 were called together.

151226 **[Waiver of Certain Contract Requirements for Project Delivery Agreement for New Central Shops Facilities - Oryx Development I, LLC - $55,000,000 Project Cost; Interdepartmental Property Transfers]**

Sponsor: Mayor

Ordinance approving and authorizing the Director of Property of the General Services Agency's Real Estate Division ("RED") to execute a Project Delivery Agreement with Oryx Development I, LLC, a Nevada limited liability company ("Developer" or "Oryx"), for the design and construction of proposed improvements to future City owned real estate at 555 Selby Street and 1975 Galvez Avenue (Assessor's Block No. 5250, Lot No. 15, and Assessor's Block No. 5250, Lot No. 16), and tenant improvements to future City leased property at 450 Toland Street (Assessor's Block No. 5230, Lot No. 18), to create new facilities for the relocation of the City's Central Fleet Maintenance Shop ("Central Shops") from 1800 Jerrold Street (portions of Assessor's Block Nos. 5262 and 5270), with total anticipated project delivery cost of $55,000,000 from San Francisco Public Utilities Commission ("SFPUC") Wastewater Enterprise funds; exempting the project from certain contracting requirements in Administrative Code, Chapter 6, by waiving the requirements of Administrative Code, Sections 6.61(b) and 6.61(c)(1) - (4), and approving the selection of Oryx Development I, LLC as Developer, and Developer's selection of FM&E Architecture & Design as a Subcontractor to serve as the Project Architect, and Charles Pankow Builders, Ltd. as a Subcontractor to serve as General Contractor, without competitive bidding; authorizing the jurisdictional transfer of 1800 Jerrold Street, from General Services Agency's Office of Contract Administration ("OCA") to the SFPUC Wastewater Enterprise, and the jurisdictional transfer of 555 Selby Street and 1975 Galvez Avenue, and the leasehold of 450 Toland Street, from the SFPUC to OCA, subject to the terms and conditions of the Memorandum of Understanding entered into between the RED, OCA and SFPUC; and finding the proposed transactions are in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Harlan Kelly, Jr., Director (Public Utilities Commission), John Updike, Director (Real Estate Division), Harvey Rose, Budget and Legislative Analyst (Office of the Budget and Legislative Analyst), and Juan-Carlos Wallace and John Ramsbacher (Oryx Partners LLC), who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Breed, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Noes: 3 - Avalos, Campos, Peskin

160021 **[Appropriation - Transfer from Wastewater Enterprise Funds to City Administrator to Implement the Central Shops Relocation Project - $62,200,000 - FYs 2015-2016 and 2016-2017]**

Sponsor: Mayor

Ordinance appropriating a $62,200,000 transfer from Public Utilities Commission Wastewater Enterprise Funds to the City Administrator the Central Shops Relocation Project in FYs 2015-2016 and 2016-2017, and placing $45,000,000 on Budget and Finance Committee reserve.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Harlan Kelly, Jr., Director (Public Utilities Commission), John Updike, Director (Real Estate Division), Harvey Rose, Budget and Legislative Analyst (Office of the Budget and Legislative Analyst), and Juan-Carlos Wallace and John Ramsbacher (Oryx Partners LLC), who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Breed, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Peskin

151011 **[Accept and Expend Grant - Federal Emergency Management Agency - Purchase Five Ambulances - $780,664]**

Sponsor: Breed

Resolution retroactively authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $780,664 from the Federal Emergency Management Agency to purchase five ambulances, over the period of August 6, 2015, through August 5, 2016.

Resolution No. 035-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151012 **[Accept Gift - Broderick Fire Engine - Allianz Global Corporate & Specialty North America - $123,000]**

Sponsor: Farrell

Resolution authorizing the San Francisco Fire Department to accept a gift of a Worth-Built Hand Pumped Fire Engine ("Broderick Fire Engine") from Fireman's Fund Insurance Company and Allianz Global Risks US Insurance Company, also known as Allianz Global Corporate & Specialty North America, valued at $123,000 for use by the San Francisco Fire Department Museum.

Resolution No. 036-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151167 **[Contract Amendment - Addiction, Research and Treatment, dba BAART - Behavioral Health Services - Not-to-Exceed $51,359,308]**

Resolution retroactively approving amendment number three to the Department of Public Health contract for behavioral health services with Addiction, Research and Treatment doing business as BAART to extend the contract by three years, from July 1, 2010, through June 30, 2015, to July 1, 2015, through June 30, 2018, with a corresponding increase of $25,316,243 for a total amount not-to-exceed $51,359,308. (Public Health Department)
(Fiscal Impact)

Resolution No. 037-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151216 **[Agreement Amendment - Hellmuth, Obata & Kassabaum, Inc. - Traffic Company and Forensic Services Division Facility - Earthquake Safety and Emergency Response Bond Program - Not-to-Exceed $11,862,305]**

Resolution authorizing the Director of Public Works to execute an amendment to the Agreement between the City and County of San Francisco and Hellmuth, Obata & Kassabaum, Inc., to furnish architectural and engineering design and related other consulting services for the Traffic Company and Forensic Services Division Facility under the Earthquake Safety and Emergency Response bond program, and increasing the not-to-exceed amount from $993,952 to $11,862,305. (Public Works)
(Fiscal Impact)

Resolution No. 038-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

File Nos. 151237 and 151284 were called together.

151237 **[Castro/Upper Market Community Benefit District - FY2013-2014 Annual Report to the City]**

Sponsor: Wiener

Resolution receiving and approving an annual report for the Castro/Upper Market Community Benefit District for FY2013-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Resolution No. 040-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151284 **[Ocean Avenue Community Benefit District - Annual Reports to the City - FYs 2011-2014]**

Sponsor: Yee

Resolution receiving and approving annual reports for the Ocean Avenue Community Benefit District for FYs 2011-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 041-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

150914 **[Planning Code - Affordable Housing as Principal Use]**
Sponsors: Wiener; Farrell
Ordinance amending the Planning Code to provide administrative review of affordable housing, permitting it as a principal use, and not requiring a Planning Commission hearing, with certain exceptions; affirming the Planning Department's determination under the California Environmental Quality Act; making public necessity, convenience, and general welfare findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener
Noes: 1 - Yee

151079 **[Building Code - Definition of Vacant or Abandoned Buildings]**
Sponsor: Tang
Ordinance amending the Building Code to provide that a building in probate shall not be considered vacant or abandoned for purposes of the annual registration requirement for a period not to exceed two years if it complies with all codes and does not contribute to blight; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151229 **[Administrative Code - Notice to Tenants in Event of Eviction]**
Sponsor: Tang
Ordinance amending the Administrative Code to provide notice to tenants facing eviction regarding eligibility for City affordable housing programs.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Public Safety and Neighborhood Services Committee

150973 **[Police Code - Storage of Firearms in Motor Vehicles]**
Sponsors: Campos; Mar, Yee, Breed, Farrell, Cohen, Kim and Avalos
Ordinance amending the Police Code to prohibit any person from placing, storing, or leaving a firearm in an unattended motor vehicle unless it is in a lock box or in the locked trunk of the motor vehicle.

Supervisors Kim and Avalos requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151227 **[Administrative Code - Equal Pay Advisory Board Reporting Deadlines and Sunset Date]**

Sponsor: Campos

Ordinance amending the Administrative Code to revise reporting deadlines regarding equal pay reports, and extending the sunset date of the Equal Pay Advisory Board by nine months to July 2, 2018.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150904 **[Liquor License Transfer - 282-2nd Street]**

Resolution determining that the transfer of a Type 21 off-sale general license from 246-B Street to 282-2nd Street (District 6), to Oussama Mannaa, for Soma Wines and Spirits, Inc., dba Soma Wines and Spirits, will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 034-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Avalos, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Avalos introduced, welcomed, and presented a Proclamation to Diamond Dave Whitaker declaring February 2, 2016, as "Diamond Dave Whitaker Day" on the occasion of his 78th birthday and in recognition of his exceptional contributions to the arts, culture, social well-being, and peace in the City and County of San Francisco.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Joseph Cohen; shared concerns and experiences regarding telegraph hill.
Liam Frost; expressed his support of the Police Officers Association and in opposition to the Resolution establishing "Mario Woods Day."
Merlin; expressed his concerns regarding the current taxi drivers plight in San Francisco.
Rodney Hampton; expressed his appreciation for a park that had been blighted and is in the process of being renovated.
Nicole Ferrara; spoke in support of Item No. 31 (File No. 160079) on today's Board agenda regarding automated speed enforcement.
Male Speaker; shared certain religious concerns.
Richard William Davis; shared concerns regarding his current housing rental situation.
Sylvia Johnson; shared her various experiences with the Board.
Sala Chandler (Mother of Yalani Cinyamurindi); shared her experience as a mother whose son was murdered in a triple-homicide.
Ace Washington; shared in song certain concerns with the Board.
Tom Gilberty; shared his various experiences with the Board and how mental health issues are handled.
Otto Duffy; shared various concerns regarding the need for affordable housing.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160077 **[Approval of an Additional 90-Day Extension for Planning Commission Review of Inclusionary Affordable Housing Program (File No. 150911)]**
Sponsors: Mayor; Farrell and Tang
Resolution extending by an additional 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150911) amending the Planning Code to provide revised geographic, timing, pricing and other requirements for the off-site alternative to the Inclusionary Housing Fee; create a new option for off-site projects that qualify as Nonprofit Provider Partner Projects; create a new alternative for project sponsors of smaller market-rate projects to direct the Affordable Housing Fee to small sites projects; create an option for project sponsors of on- and off-site housing to provide higher amounts of affordable housing at higher levels of affordability termed "dialing up"; revise certain definitions and operating procedures related to the Inclusionary Housing Program and make conforming changes; and affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1.

Resolution No. 044-16

ADOPTED

160078 **[Sworn Public Safety Personnel Day of Remembrance Policy]**
Sponsors: Farrell; Wiener, Tang, Breed, Cohen, Campos, Mar, Yee and Kim
Resolution declaring it a policy of the San Francisco Board of Supervisors to establish a practice of dedicating a Day of Remembrance to any sworn public safety personnel killed while in the line of duty.

Supervisor Kim requested to be added as a co-sponsor.

Resolution No. 045-16

ADOPTED

160080 **[Clarence B. Jones Day - January 26, 2016]**
Sponsor: Mar
Resolution commending national civil rights pioneer Clarence B. Jones on the occasion of his 85th birthday and declaring January 26, 2016, as Clarence B. Jones Day in the City and County of San Francisco.

Resolution No. 047-16

ADOPTED

160011 **[Final Map 8284 - 1580 Lombard Street]**
Motion approving Final Map 8284, a six residential unit Condominium Project, located at 1580 Lombard Street, being a subdivision of Assessor's Block No. 0497, Lot No. 007A; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M16-011

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mar requested that File No. 160079 be severed so that it may be considered separately.

160079 **[Urging California State Lawmakers to Authorize Automated Speed Enforcement in the City and County of San Francisco]**
Sponsors: Mar; Yee, Kim and Avalos
Resolution urging the California State Legislature and Governor to pass legislation authorizing the use of Automated Speed Enforcement technology in the City and County of San Francisco.

Supervisors Kim and Avalos requested to be added as co-sponsors.

Resolution No. 046-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Kim requested that File No. 160036 be severed so that it may be considered separately.

160036 **[Calling from Committee - Committee of the Whole - Charter Amendment (File No. 151274) - February 23, 2016]**

Sponsor: Kim

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on February 23, 2016, at 3:00 p.m., to hold a public hearing to consider a proposed Charter Amendment (File No. 151274) authorizing the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects and setting forth increased interim requirements, to be proposed to the voters at the June 7, 2016, election.

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Kim, seconded by Supervisor Peskin, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by striking the waiver of Board Rule 3.26, and adding language to call the Charter Amendment (File No. 151274) from the Rules Committee pursuant to Board of Supervisors Rule 3.37. The motion carried by the following vote:

Ayes: 6 - Avalos, Campos, Kim, Mar, Peskin, Yee

Noes: 5 - Breed, Cohen, Farrell, Tang, Wiener

Motion calling from the Rules Committee, pursuant to Board's Rules of Order 3.37, the proposed Charter Amendment (File No. 151274) authorizing the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects and setting forth increased interim requirements, to be proposed to the voters at the June 7, 2016, election; and scheduling the Board of Supervisors to sit as a Committee of the Whole on February 23, 2016, at 3:00 p.m., to hold a public hearing to consider the proposed Charter Amendment.

Supervisor Kim, seconded by Supervisor Peskin, moved that the Motion be CONTINUED AS AMENDED to the Board of Supervisors meeting of February 9, 2016.

Before the roll was called, Supervisor Wiener moved that the Motion be Tabled, which took precedence over the Motion to Continue as Amended.

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion FAILED by the following vote:

Ayes: 5 - Breed, Cohen, Farrell, Tang, Wiener

Noes: 6 - Avalos, Campos, Kim, Mar, Peskin, Yee

Supervisor Kim, seconded by Supervisor Peskin, moved that this Motion be CONTINUED AS AMENDED to the Board of Supervisors meeting of February 9, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Avalos, seconded by Supervisor Campos, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Avalos, seconded by Supervisor Campos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160099 **[Diamond Dave Whitaker Day - February 2, 2016]**
Sponsor: Avalos
Resolution commending Diamond Dave Whitaker for his contributions to the arts, culture, social well-being, and peace, and declaring February 2, 2016, as Diamond Dave Whitaker Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to Diamond Dave Whitaker Day, as referenced in File No. 160099. Sylvia Johnson; shared various experience regarding Diamond Dave Whitaker. The President declared public comment closed.

Resolution No. 048-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

160100 **[Administrative Code - No-Fault Eviction Protections During School Year]**
Sponsors: Campos; Kim, Avalos and Mar
Ordinance amending the Administrative Code to prevent certain no-fault evictions (owner move-in, condominium conversion, removal of rental unit, capital improvement, and substantial rehabilitation) during the school year if a child under 18 or a person who works at a school in San Francisco resides in the rental unit, is a tenant or has a custodial or family relationship with a tenant, and the tenant has resided in the unit for 12 months or more, provided, however, that this ordinance would not restrict the timing of evictions performed in connection with mandatory seismic retrofits pursuant to Building Code, Chapter 34B, and Administrative Code, Chapter 65A; and to remove existing exceptions for owners that apply to owner move-in evictions during the school year.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 3/3/2016.

160101 **[Business and Tax Regulations Code - Parking Tax Exemption for Certain Parking Events on School District Property]**
Sponsor: Mar
Ordinance amending the Business and Tax Regulations Code to exempt, from the parking tax and certain other requirements, a limited number of special parking events operated by volunteer-led non-profit organizations on School District property for the benefit of San Francisco public schools and earning less than $10,000 per event from rent; establishing Special School Parking Event Permits issued by the Tax Collector; and establishing a sunset date.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/3/2016.

160102 **[Planning Code - Prohibiting Formula Retail in Polk Street Neighborhood Commercial District]**
Sponsor: Peskin
Ordinance amending the Planning Code to prohibit formula retail in the Polk Street Neighborhood Commercial District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/3/2016.

160103 **[Public Works Code - Clarifying Graffiti Prohibition and Establishing Administrative Penalties]**

Sponsors: Peskin; Breed

Ordinance amending the Public Works Code to clarify that prohibited graffiti extends to all public property, including all City assets; establish expedited notice and hearing procedures, create administrative penalties for an offending party, and renumber code sections; and affirming the Planning Department's determination under the California Environmental Quality Act.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/3/2016.

160104 **[Police Code - Entertainment Commission Permit Procedures]**

Sponsors: Wiener; Breed

Ordinance amending the Police Code to authorize the Director of the Entertainment Commission to waive the filing fee for Loudspeaker Permits based on certain criteria, replace a leafletting notice requirement to residents with a mailed notice requirement to neighborhood organizations for Place of Entertainment permit applications in neighborhood-commercial or mixed residential districts; and authorize the Director of the Entertainment Commission to extend the nine-month deadline for conditional grants of Place of Entertainment permits.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/3/2016.

Resolutions

160105 **[Resolution of Intent - Street Vacation - Part of Chinese Hospital Improvements - James Alley]**

Sponsors: Peskin; Mar

Resolution declaring the intention of the Board of Supervisors to order the vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

02/02/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160106 **[Commemorative Street Plaque - Herbert Kosovitz - Washington Square Park]**

Sponsor: Peskin

Resolution authorizing the placement of a street plaque commemorating Herbert Kosovitz at the sidewalk of Washington Square Park, located at Union Street, in accordance with Public Works Code, Sections 789, et seq., the Commemorative Street Plaque Ordinance; and accepting the named plaque as a gift to the City and County of San Francisco from the Friends of Washington Square Park.

02/02/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160107 **[Accept and Expend Grant - Mott Foundation - Kindergarten to College - Outreach and Family Engagement - $315,000]**

Sponsors: Tang; Mar

Resolution retroactively authorizing the Department of the Treasurer and Tax Collector to accept and expend a grant in the amount of $315,000 from the Mott Foundation for expanding outreach and family engagement for Kindergarten to College, for the period of September 1, 2015, through August 31, 2017.

02/02/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160108 **[Calling Special Election for San Francisco Bay Restoration Authority Parcel Tax - Measure AA - $12 per Year]**
Sponsors: Breed; Wiener
Resolution calling and providing for a special election on behalf of the San Francisco Bay Restoration Authority for Measure AA to impose a parcel tax of $12 per year for 20 years, and directing the Director of Elections to conduct the special election.

02/02/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

160109 **[Hearing - Department of Homeless Services and the City's Comprehensive Action Plan to Address Needs of Homeless Residents]**
Sponsors: Cohen; Kim, Breed and Campos
Hearing to receive an update on the City's progress in addressing the state of homelessness citywide, including but not limited to: progress in establishing the Department of Homeless Services, including project milestones, timeline, budget, staffing, and primary mission/objectives; an update on the City and San Francisco Unified School District's (SFUSD) initiative to address family homelessness; the status of the Department of Public Health's (DPH) plan to address individuals referred to General Hospital's Psychiatric Emergency Services; and data regarding the numbers of individuals on General Assistance, and criteria for accessing and removal from these benefits; and requesting DPH, the Human Services Agency, Housing Opportunity, Partnerships and Engagement (HOPE), SFUSD, and the Mayor's Office to report.

02/02/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

160060 **[Settlement of Lawsuit - Yuri Simonenko - $65,000]**
Ordinance authorizing settlement of the lawsuit filed by Yuri Simonenko against the City and County of San Francisco for $65,000; the lawsuit was filed on January 27, 2015, in San Francisco Superior Court, Case No. CGC-15-543836; entitled Yuri Simonenko v. City and County of San Francisco. (City Attorney)

01/19/16; RECEIVED FROM DEPARTMENT.

02/02/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160061 **[Settlement of Lawsuit - Charles Mikich and Alexis Mikich - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Charles Mikich and Alexis Mikich against the City and County of San Francisco for $125,000; the lawsuit was filed on September 19, 2011, in the United States District Court for the Northern District of California, Case No. 11-CV-04629; entitled Charles Mikich and Alexis Mikich v. City and County of San Francisco, et al. (City Attorney)

01/19/16; RECEIVED FROM DEPARTMENT.

02/02/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

In Memoriams

Hadley Roff - Full Board
Paul Kantner - Supervisor Peskin
Irene Crescio - Supervisor Campos

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:36 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 8, 2016.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, February 9, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT DOCUMENTS DEPT
AUG -1 2016
SAN FRANCISCO PUBLIC LIBRARY

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee	Wednesday 1:00 PM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 10:00 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, February 9, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:01 p.m. On the call of the roll, Supervisors Kim, Tang, and Yee were not present. There was a quorum.

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

Supervisors Kim and Yee were noted present at 2:03 p.m.

Supervisor Tang was noted present at 2:04 p.m.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

There were no questions submitted from Supervisors representing the even districts. Mayor Edwin Lee addressed the Board of Supervisors regarding the Super Bowl 50 events, the Lunar New Year, and recognized four volunteer Deputy Marriage Commissioners, Bernice Frucht, James Illig, Valerie Walker, and Betty Peskin, for their service officiating over 48,000 marriages in the City and County of San Francisco. Following public comment this matter was filed. No further action was taken.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

151212 **[Settlement of Lawsuit - Filip Kesler 2011 Revocable Trust and Brandon Hughes - $82,500]**

Ordinance authorizing settlement of the lawsuit filed by Filip Kesler 2011 Revocable Trust and Brandon Hughes against the City and County of San Francisco for $82,500; the lawsuit was filed on September 29, 2014, in San Francisco Superior Court, Case No. CGC-14-541914; entitled Filip Kesler 2011 Revocable Trust and Brandon Hughes v. City and County of San Francisco. (City Attorney)

Ordinance No. 015-16

FINALLY PASSED

151250 **[Settlement of Lawsuits - 765 Market Street Residential Owners Association - City to Consider Pedestrian and Traffic Improvements]**

Ordinance authorizing settlement of the lawsuits filed by 765 Market Street Residential Owners Association, et al., against the City and County of San Francisco; the first lawsuit was filed on August 16, 2013, in Sacramento Superior Court, Case No. 34-2013-80001609 and then transferred to San Francisco Superior Court, Case No. CPF-14-513433, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143980, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; the second lawsuit was filed on June 19, 2014, in San Francisco Superior Court, Case No. CPF-14-540094, and appealed to the First Appellate District for the Court of Appeal of the State of California, Case No. A143983, entitled 765 Market Street Residential Owners Association, et al. v. City and County of San Francisco, et al.; material terms of said settlement include the City's commitment to initiate consideration of installing of a crosswalk at Third Street and Stevenson Street, revising signal timing and offsets on Third Street, and relocating the pedestrian signal at Third Street; and the commitment of Real Party in Interest, 706 Mission Street Co., LLC, to donate $100,000 to the City to offset costs to fund the improvements if they are approved by the City. (City Attorney)

Ordinance No. 009-16

FINALLY PASSED

160001 **[Settlement of Lawsuit - David Lloyd - $42,500]**

Ordinance authorizing settlement of the lawsuit filed by David Lloyd against the City and County of San Francisco for $42,500; the lawsuit was filed on June 10, 2014, in San Francisco Superior Court, Case No. CGC-14-539774; entitled David Lloyd v. City and County of San Francisco, et al, removed to federal court on August 6, 2014, and re-captioned as David Lloyd v. City and County of San Francisco, et al., United States District Court, Case No. 3:14-cv-03542 JCS. (City Attorney)

Ordinance No. 018-16

FINALLY PASSED

160002 **[Settlement of Lawsuit - Travis Jones - $60,000]**
Ordinance authorizing settlement of the lawsuit filed by Travis Jones against the City and County of San Francisco for $60,000; the lawsuit was filed on February 18, 2014, in the United States District Court, Case No. CV 14-00733 NC; entitled Travis Jones v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 019-16

FINALLY PASSED

160003 **[Settlement of Lawsuit - Leonard Lee Collins, Jr. - $75,000]**
Ordinance authorizing settlement of the lawsuit filed by Leonard Lee Collins, Jr., against the City and County of San Francisco for $75,000; the lawsuit was filed on December 18, 2012, in United States District Court for the Northern District of California, Case No. 13-3456 MEJ; entitled Leonard Lee Collins, Jr. v. City and County of San Francisco, Laguna Honda Hospital, Edward Shiels, Steven Koneffklatt, et. al. (City Attorney)

Ordinance No. 020-16

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

151079 **[Building Code - Definition of Vacant or Abandoned Buildings]**
Sponsor: Tang
Ordinance amending the Building Code to provide that a building in probate shall not be considered vacant or abandoned for purposes of the annual registration requirement for a period not to exceed two years if it complies with all codes and does not contribute to blight; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 014-16

FINALLY PASSED

150973 **[Police Code - Storage of Firearms in Motor Vehicles]**
Sponsors: Campos; Mar, Yee, Breed, Farrell, Cohen, Kim and Avalos
Ordinance amending the Police Code to prohibit any person from placing, storing, or leaving a firearm in an unattended motor vehicle unless it is in a lock box or in the locked trunk of the motor vehicle.

Ordinance No. 013-16

FINALLY PASSED

151227 **[Administrative Code - Equal Pay Advisory Board Reporting Deadlines and Sunset Date]**
Sponsor: Campos
Ordinance amending the Administrative Code to revise reporting deadlines regarding equal pay reports, and extending the sunset date of the Equal Pay Advisory Board by nine months to July 2, 2018.

Ordinance No. 016-16

FINALLY PASSED

Recommendations of the Rules Committee

160055 **[Reappointment, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - John Bogacki]**
Motion reappointing John Bogacki, term ending August 2, 2019, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Rules Committee)

Motion No. M16-012

APPROVED

160056 **[Appointment, Food Security Task Force - Ryan Thayer]**
Motion appointing Ryan Thayer, for an indefinite term, to the Food Security Task Force. (Rules Committee)

Motion No. M16-013

APPROVED

160057 **[Appointment, San Francisco Health Authority - Joseph David Woods]**
Motion appointing Joseph David Woods, term ending January 15, 2018, to the San Francisco Health Authority. (Rules Committee)

Motion No. M16-014

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the Consent Agenda

Supervisor Tang requested that File No. 151229 be severed so that it may be considered separately.

151229 **[Administrative Code - Notice to Tenants in Event of Eviction]**
Sponsor: Tang
Ordinance amending the Administrative Code to provide notice to tenants facing eviction regarding eligibility for City affordable housing programs.

Supervisor Tang, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 4 through 6, by striking 'and to modify vacancy control requirements applicable to certain agreements with governmental agencies', Lines 20 through 21, by adding 'for the next five years from the termination', and Page 1, Line 23, through Page 2, Line 1, by striking 'This rent limitation shall apply for the next five years from the termination where the landlord has terminated the tenancy as stated in subsections (1) or (2), and for the next three years from the termination where the landlord has terminated the tenancy as stated in subsection (3).' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

FINALLY PASSED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

160036 **[Calling from Committee - Committee of the Whole - Charter Amendment (File No. 151274) - February 23, 2016]**
Sponsor: Kim
Motion calling from the Rules Committee, pursuant to Board's Rules of Order 3.37, the proposed Charter Amendment (File No. 151274) authorizing the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects and setting forth increased interim requirements, to be proposed to the voters at the June 7, 2016, election; and scheduling the Board of Supervisors to sit as a Committee of the Whole on February 23, 2016, at 3:00 p.m., to hold a public hearing to consider the proposed Charter Amendment.

Motion No. M16-015

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 151226 and 160021 be called together.

151226 **[Waiver of Certain Contract Requirements for Project Delivery Agreement for New Central Shops Facilities - Oryx Development I, LLC - $55,000,000 Project Cost; Interdepartmental Property Transfers]**

Sponsor: Mayor

Ordinance approving and authorizing the Director of Property of the General Services Agency's Real Estate Division ("RED") to execute a Project Delivery Agreement with Oryx Development I, LLC, a Nevada limited liability company ("Developer" or "Oryx"), for the design and construction of proposed improvements to future City owned real estate at 555 Selby Street and 1975 Galvez Avenue (Assessor's Block No. 5250, Lot No. 15, and Assessor's Block No. 5250, Lot No. 16), and tenant improvements to future City leased property at 450 Toland Street (Assessor's Block No. 5230, Lot No. 18), to create new facilities for the relocation of the City's Central Fleet Maintenance Shop ("Central Shops") from 1800 Jerrold Street (portions of Assessor's Block Nos. 5262 and 5270), with total anticipated project delivery cost of $55,000,000 from San Francisco Public Utilities Commission ("SFPUC") Wastewater Enterprise funds; exempting the project from certain contracting requirements in Administrative Code, Chapter 6, by waiving the requirements of Administrative Code, Sections 6.61(b) and 6.61(c)(1) - (4), and approving the selection of Oryx Development I, LLC as Developer, and Developer's selection of FM&E Architecture & Design as a Subcontractor to serve as the Project Architect, and Charles Pankow Builders, Ltd. as a Subcontractor to serve as General Contractor, without competitive bidding; authorizing the jurisdictional transfer of 1800 Jerrold Street, from General Services Agency's Office of Contract Administration ("OCA") to the SFPUC Wastewater Enterprise, and the jurisdictional transfer of 555 Selby Street and 1975 Galvez Avenue, and the leasehold of 450 Toland Street, from the SFPUC to OCA, subject to the terms and conditions of the Memorandum of Understanding entered into between the RED, OCA and SFPUC; and finding the proposed transactions are in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

Ordinance No. 008-16

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Peskin

160021 **[Appropriation - Transfer from Wastewater Enterprise Funds to City Administrator to Implement the Central Shops Relocation Project - $62,200,000 - FYs 2015-2016 and 2016-2017]**

Sponsor: Mayor

Ordinance appropriating a $62,200,000 transfer from Public Utilities Commission Wastewater Enterprise Funds to the City Administrator the Central Shops Relocation Project in FYs 2015-2016 and 2016-2017, and placing $45,000,000 on Budget and Finance Committee reserve.
(Fiscal Impact)

Ordinance No. 021-16

FINALLY PASSED by the following vote:

Ayes: 8 - Breed, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 3 - Avalos, Campos, Peskin

Recommendation of the Land Use and Transportation Committee

150914 **[Planning Code - Affordable Housing as Principal Use]**
Sponsors: Wiener; Farrell
Ordinance amending the Planning Code to provide administrative review of affordable housing, permitting it as a principal use, and not requiring a Planning Commission hearing, with certain exceptions; affirming the Planning Department's determination under the California Environmental Quality Act; making public necessity, convenience, and general welfare findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Farrell requested to be added as a co-sponsor.

Ordinance No. 007-16

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

151259 **[Administrative Code - City-Owned Fiber-Optic Facilities]**
Sponsors: Farrell; Mar
Ordinance amending the Administrative Code to require the Department of Technology to gather information from City departments concerning City-owned fiber-optic facilities; and to require the Public Utilities Commission to consider and approve any future expansion of City-owned fiber-optic facilities.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151278 **[Agreement Amendment - AT&T Corporation - Telecommunications Services - Not to Exceed $122,429,557]**
Sponsor: Farrell
Ordinance retroactively authorizing the Department of Technology and the Department of Contract Administration to enter into the Third Amendment of an Agreement between the City and the AT&T Corporation, for the City's telecommunications services, by extending the term of the agreement for an additional five years through December 31, 2020, and increasing the total not-to-exceed amount of the agreement from $97,953,700 to $122,429,557.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Harvey Rose (Office of the Budget and Legislative Analyst) who responded to questions raised throughout the discussion.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151145 **[Adopting a Fixed Two-Year Budget - Various City Departments - FYs 2016-2017 and 2017-2018]**

Sponsors: Mayor; Farrell and Tang

Resolution adopting a fixed two-year budgetary cycle for the following various City departments: Airport; Child Support Services; Employees' Retirement System; Port; Public Library; Public Utilities Commission; defining terms; and setting deadlines.

Privilege of the floor was granted unanimously to Harvey Rose (Office of the Budget and Legislative Analyst) and Todd Rydstrom (Office of the City Controller) who responded to questions raised throughout the discussion.

Supervisor Avalos, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by striking the Employees' Retirement System and the Public Library. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Resolution adopting a fixed two-year budgetary cycle for the following various City departments: Airport; Child Support Services; Port; Public Utilities Commission; defining terms; and setting deadlines.

Resolution No. 049-16

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160027 **[Accept and Expend Grant - State of California, Department of Parks and Recreation - Boating Safety and Enforcement Equipment - FY2015-2016 - $77,000]**

Sponsor: Farrell

Resolution retroactively authorizing the San Francisco Police Department (SFPD) to accept and expend a grant in the amount of $77,000 from the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to procure equipment and gear for the SFPD Marine Unit, for the 15-year period of October 1, 2015, through September 30, 2030.

Resolution No. 052-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

151251 **[Administrative Code - Water Efficient Irrigation]**

Sponsors: Wiener; Farrell

Ordinance amending the Administrative Code by revising the applicability threshold to 500 square feet for requirements for the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects.

Supervisor Farrell requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151281 **[Interim Zoning Controls - Additional Design Standards for Large Projects Within the Showplace Square, Potrero Hill, and Central Waterfront Area Plans]**
Sponsor: Cohen
Resolution imposing interim controls to require that the Planning Commission consider additional design standards for projects in the Showplace Square, Potrero Hill, and Central Waterfront Area Plans receiving a Large Project Authorization; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Pursuant to Planning Code, Section 306.7(b), failure of the Board of Supervisors to act on a proposed interim control within 120 days of its initiation shall be deemed to constitute disapproval. Introduction Date: December 15, 2015.)

Resolution No. 051-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Rules Committee

150940 **[Charter Amendment - Park, Recreation and Open Space Fund]**
Sponsors: Farrell; Mar, Wiener, Yee, Breed, Cohen and Avalos
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to require an annual baseline appropriation for the Park, Recreation and Open Space Fund based on City spending for park and recreation purposes in FY2015-2016, extend the annual set-aside and the baseline appropriation for 15 years to FY2045-2046, and modify the Recreation and Park Department's planning obligations to include equity analysis and Board of Supervisors review, at an election to be held on June 7, 2016.

Supervisor Farrell, seconded by Supervisor Mar, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160015 **[Appointment, Entertainment Commission - Laura Thomas]**
Motion appointing Joaquin Castillo Arana, term ending July 1, 2017, to the Entertainment Commission. (Rules Committee)

Supervisor Kim, seconded by Supervisor Avalos, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by striking 'Joaquin Castillo Arana' and adding 'Laura Thomas.' The motion carried by the following vote:

Ayes: 7 - Avalos, Breed, Campos, Kim, Mar, Peskin, Yee

Noes: 4 - Cohen, Farrell, Tang, Wiener

Motion appointing Laura Thomas, term ending July 1, 2017, to the Entertainment Commission. (Rules Committee)

Motion No. M16-016

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160058 **[Appointment, Children and Families First Commission - Zea Malawa]**
Motion appointing Zea Malawa, term ending April 29, 2018, to the Children and Families First Commission. (Rules Committee)

Motion No. M16-017

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160059 **[Appointment, Veterans Affairs Commission - Scott Joiner]**
Motion appointing Scott Joiner, term ending January 31, 2019, to the Veterans Affairs Commission. (Rules Committee)

Motion No. M16-018

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Wiener, seconded by Supervisor Kim, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Wiener introduced, welcomed, and presented a Certificate of Honor to Nicholas Opiyo in recognition of his many accomplishments as a leading human rights lawyer and efforts to achieve equality for the LGBTQ community in Uganda.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Axis of Love on the occasion of their 15th year anniversary and in recognition of their many accomplishments providing compassionate care through medical cannabis and continued community support. Supervisor Campos shared in this commendation.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Bernice Frucht, James Illig, Valerie Walker, and Betty Peskin, volunteer Deputy Marriage Commissioners with the County Clerk, in recognition of their accomplishments officiating over 48,000 weddings for the City and County of San Francisco.

SPECIAL ORDER 3:00 P.M.

President Breed requested File Nos. 151269, 151270, 151271, and 151272 be called together.

151269 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review - Proposed Commuter Shuttle Permit Program]**

Hearing of persons interested in or objecting to the determination of categorical exemption from environmental review under the California Environmental Quality Act issued by the Planning Department on October 22, 2015, and approved by the San Francisco Municipal Transportation Agency on November 17, 2015, for the proposed Commuter Shuttle Permit Program. (Appellant: Rebecca L. Davis, on behalf of the Coalition for Fair, Legal and Environmental Transit, Sue Vaughan, and Robert Planthold) (Filed December 17, 2015). (Clerk of the Board)

The President opened the public hearing and inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. Tom Gilberty; Erin McElroy; Ella Benhagai; Susan Vaughan; Ariana Casanova (SEIU 1021); Edward Nation; Francisco Da Costa; spoke in support of the continuance. Jaime Javier; Deepa Varma; spoke in opposition to the continuance. Silvia Johnson; shared various concerns. There were no other speakers. The President declared public comment on the continuance closed.

Supervisor Campos, seconded by Supervisor Yee, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Yee
Noes: 3 - Farrell, Tang, Wiener

The President CONTINUED the Hearing to February 23, 2016.

151270 **[Affirming Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**

Motion affirming the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Yee, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Yee
Noes: 3 - Farrell, Tang, Wiener

151271 **[Reversing the Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**

Motion reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Yee, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Yee
Noes: 3 - Farrell, Tang, Wiener

151272 **[Preparation of Findings to Reverse the Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Yee, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 23, 2016. The motion carried by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Yee
Noes: 3 - Farrell, Tang, Wiener

COMMITTEE REPORTS

Referred Without Recommendation from the Budget and Finance Committee

President Breed requested File Nos. 151275 and 151276 be called together.

151275 **[General Obligation Bonds - Public Health and Safety - Estimated Cost of $350,000,000]**
Sponsors: Mayor; Breed
Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, seismic strengthening and betterment of critical community and mental health, emergency response and safety, and homeless shelter and service facilities and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $350,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act ("CEQA") and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code, Chapter 31, for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code, Section 101.1(b), and with the General Plan consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53; and waiving the time limits set forth in Administrative Code, Section 2.34.
(Economic Impact)

(Fiscal Impact)

Privilege of the floor was granted unanimously to Sam Dodge, Director (Mayor's Office of Housing Opportunity, Partnerships & Engagement), Brian Strong, Director (Capital Planning Program), and Nadia Sesay, Director (Mayor's Office of Public Finance), who responded to questions raised throughout the discussion.

Resolution No. 050-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin

151276 **[General Obligation Bond Election - Public Health and Safety - $350,000,000]**
Sponsors: Mayor; Breed, Farrell and Mar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 7, 2016, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $350,000,000 to finance the construction, acquisition, improvement, seismic strengthening and betterment of critical community and mental health, emergency response and safety, and homeless shelter and service facilities and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code, Chapter 31; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan, consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions regarding the Citizens' Bond Oversight Committee in Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Sam Dodge, Director (Mayor's Office of Housing Opportunity, Partnerships & Engagement), Brian Strong, Director (Capital Planning Program), and Nadia Sesay, Director (Mayor's Office of Public Finance), who responded to questions raised throughout the discussion.

Supervisor Farrell requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin

Recommendation of the Land Use and Transportation Committee

150494 **[Planning, Building Codes - Conditional Use Required to Remove Any Residential Unit in a C-3 District, Including Illegal Units; Permeable Surfaces and Landscaping Requirements Citywide for Building Additions and Residential Mergers]**
Sponsor: Avalos
Ordinance amending the Planning Code to require Conditional Use authorization for the removal of any residential unit (whether legal or illegal) and compliance with landscaping and permeable surfaces requirements for building additions and residential mergers, and to exempt from the Conditional Use application requirement illegal units where there is no legal path for legalization and residential units that have received prior Planning approval; amending the Building Code to require that notices of violation mandate legalization of an illegal unit unless infeasible under the Building Code or the Planning Commission approves its removal, and requiring re-issuance of unabated notices of violation to include the new requirement; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.
(Economic Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; wished the Board a Happy Chinese New Year, congratulated the City for a successful Super Bowl 50, and shared concerns regarding Egyptian President Abdel-Fattah el-Sissi.
Andrew Yip; shared his various experiences with the Board.
Christopher Dahl; shared various concerns related to the privileged elite.
Male Speaker; shared concerns regarding rent increases for senior citizens on fixed incomes.
Male Speaker; shared his concerns regarding taxi drivers current plight in San Francisco.
Vicki Gray; shared her concerns regarding the homeless "sweeps" occurring in San Francisco.
John DiDonna; shared his concerns regarding Super Bowl 50.
Michael X: shared his experience as one of the displaced street artists during the Super Bowl 50 events.
Swarz Baker; shared his concerns regarding homelessness and providing permanent shelters.
John Thomey; shared his experience as one of the displaced street artists during the Super Bowl 50 events.
Suzanne Mcorkes-Fox; expressed her support of formula retail controls to maintain the character of San Francisco neighborhoods.
Justin Flowman; expressed his support of formula retail controls to maintain the character of San Francisco neighborhoods.
Garrett; shared his concerns regarding homelessness and providing permanent shelters.
Ray Behr; expressed his support of formula retail controls to maintain the character of San Francisco neighborhoods.
Linda Pedersen; shared her experience as one of the displaced street artists during the Super Bowl 50 events.
Claire Cade; shared her experience as one of the displaced street artists during the Super Bowl 50 events.
Tad Sky; shared his experience as one of the displaced street artists during the Super Bowl 50 events.
Michael Addario; shared his experience as one of the displaced street artists during the Super Bowl 50 events.
Silvia Johnson; shared her various experiences with the Board.
Male Speaker; expressed his support of formula retail controls to maintain the character of San Francisco neighborhoods.
Marcus Campos; shared his negative experiences with the Bayview police department.
Tom Gilberty; spoke on various concerns relating to public process, Mario Woods, Chinese New Year, and Valentine's Day.
Peter Warfield; shared concerns regarding the San Francisco Public Library and newly proposed fees for lost or damaged laptops, tablets, and thumb drives.
Male Speaker; shared various religious concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160108 **[Calling Special Election for San Francisco Bay Restoration Authority Parcel Tax - Measure AA - $12 per Year]**
Sponsors: Breed; Wiener
Resolution calling and providing for a special election on behalf of the San Francisco Bay Restoration Authority for Measure AA to impose a parcel tax of $12 per year for 20 years, and directing the Director of Elections to conduct the special election.

Resolution No. 053-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

160104 **[Police Code - Entertainment Commission Permit Procedures]**
Sponsors: Wiener; Breed
Ordinance amending the Police Code to authorize the Director of the Entertainment Commission to waive the filing fee for Loudspeaker Permits based on certain criteria, replace a leafletting notice requirement to residents with a mailed notice requirement to neighborhood organizations for Place of Entertainment Permit applications in neighborhood-commercial or mixed residential districts; and authorize the Director of the Entertainment Commission to extend the nine-month deadline for conditional grants of Place of Entertainment Permits.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee. expires on 3/3/2016.

02/09/16; REFERRED TO DEPARTMENT.

02/09/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160116 **[Administrative Code - Establishing a San Francisco Super Bowl 50 Impact Fund]**
Sponsors: Peskin; Kim
Ordinance amending the Administrative Code to establish a San Francisco Super Bowl 50 Impact Fund to be used to provide financial support to small businesses specifically impacted by Super Bowl-related events.
(Fiscal Impact)

02/09/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/10/2016.

160117 **[Appropriation - Funding for the Super Bowl 50 Impact Fund - $100,000 - FY2015-2016]**
Sponsors: Peskin; Kim
Ordinance appropriating $100,000 from the General Reserve to fund the Super Bowl 50 Impact Fund in FY2015-2016.
(Fiscal Impact)

02/09/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

Resolutions

160118 **[Commuter Shuttle Permit Program Recommendations]**
Sponsors: Campos; Yee, Breed, Mar, Avalos, Peskin and Kim
Resolution urging the San Francisco Municipal Transportation Agency to adopt a new one-year Commuter Shuttle Permit Program that includes key improvements.

02/09/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160119 **[Multifamily Housing Revenue Bonds - Columbia Park Apartments - 1035 Folsom Street and 21 Columbia Square Park - Not to Exceed $13,779,028]**
Sponsor: Kim
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed $13,779,028 for the purpose of providing financing for the acquisition and rehabilitation of a 50-unit multifamily residential rental housing project known as Columbia Park Apartments; approving the form of and authorizing the execution of a trust indenture providing terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

02/09/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160120 **[Amended Ten-Year Capital Expenditure Plan-FYs 2016-2025 - Certificates of Participation - Animal Care and Control Shelter]**
Sponsors: Tang; Wiener, Mar, Cohen, Farrell, Avalos, Yee, Campos, Kim and Breed
Resolution amending the City's ten-year capital expenditure plan for FYs 2016-2025 to provide for the financing of an Animal Care and Control Shelter with the execution and delivery of Certificates of Participation or other forms of indebtedness, in accordance with the Capital Plan's General Fund Debt Program.

02/09/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160121 **[Changing Special Tax District - San Francisco Sustainable Financing - Accessibility Access Financing]**
Sponsor: Tang
Resolution making changes to City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) to amend the authorized financing purposes to include accessibility access financing for persons with disabilities.

02/09/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160122 **[Interim Zoning Controls - Upper Market Street Neighborhood Commercial Transit District]**
Sponsors: Wiener; Breed
Resolution imposing interim zoning controls for an 18-month period requiring Conditional Use authorization within the Upper Market Neighborhood Commercial Transit District for any new or expanded use of a Medical Service or Institutional and Non-Retail Sales and Services use, or the establishment or expansion of an Institutional Medical Facility (as defined) after February 9, 2016, where on-site services are provided to a targeted population at a single San Francisco location through a contract entered into with a governmental agency; and affirming the Planning Department's determination under the California Environmental Quality Act.

02/09/16; ASSIGNED to Land Use and Transportation Committee.

160123 **[Urging the University of California, San Francisco to Rehire Fired Impec Group Custodial Workers]**
Sponsors: Breed; Kim, Peskin, Cohen, Wiener, Campos, Yee, Mar and Avalos
Resolution urging the Chancellor of the University of California, San Francisco, to rectify serious breaches of workers' rights by hiring the fired Impec Group custodial workers as full-time employees.

02/09/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

160124 **[Setting the 2016 Budget and Legislative Analyst Services Audit Plan]**
Sponsors: Campos; Avalos, Kim, Yee, Peskin and Mar
Motion directing the Budget and Legislative Analyst to conduct a performance audit of the City's Real Estate Division in 2016.

02/09/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Requests for Hearing

160125 **[Hearing - Car Break-in Prevention Strategies]**
Sponsor: Campos
Hearing on the increase in car break-ins citywide, and car break-in trends and prevention strategies, including plans to implement successful tactics used by the Police Bureau Task Force in neighborhoods outside of District 6; and requesting the San Francisco Police Department, and the District Attorney's Office to report.

02/09/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160126 **[Hearing - Gig Economy and Workforce in San Francisco]**
Sponsor: Farrell
Hearing on the gig economy and workforce in San Francisco; and requesting the Controller's Office Chief Economist to report.

02/09/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160127 **[Hearing - Open Source Voting]**
Sponsor: Wiener
Hearing on San Francisco's efforts to fund, design, and implement an open source voting system, including budget costs and projected roll-out schedule; and requesting the Department of Elections and the Elections Commission to report.

02/09/16; RECEIVED AND ASSIGNED to Rules Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

160090 **[Settlement of Lawsuit - Lisette Adams, Granville McCollough, and Patrick Touhy - $1,300,000]**
Ordinance authorizing settlement of the lawsuit filed by Lisette Adams, Granville McCollough, and Patrick Touhy, acting for themselves and others similarly situated, against the City and County of San Francisco for $1,300,000; the lawsuit was filed on October 9, 2013, in United States District Court for the Northern District of California, Case No. 13-04689 YGR; entitled Lisette Adams and Granville McCollough vs. The City and County of San Francisco and The City and County of San Francisco Sheriff's Department. (City Attorney)

01/28/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

160091 **[Industrial Lease Agreement - Tanforan Industrial Park, LLC - Bus Operator Training Courses - $2,480,304 Initial Annual Base Rent]**

Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute an Industrial Lease Agreement with Tanforan Industrial Park, LLC, for approximately 7.3 acres of space located at 30 Tanforan Avenue, South San Francisco, to be used for SFMTA bus operator training courses for a nine and one-half year term estimated to be from October 1, 2016, through February 28, 2026, with an initial annual base rent of $2,480,304 and annual 2% rent increases; the Lease includes a purchase option, right of first refusal, and an extension option. (Municipal Transportation Agency)

(Fiscal Impact)

02/01/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160092 **[Settlement of Unlitigated Claim - John Stack - $55,000]**

Resolution approving the settlement of the unlitigated claim filed by John Stack against the City and County of San Francisco for $55,000; claim was filed on October 20, 2015. (City Attorney)

01/28/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160093 **[Settlement of Unlitigated Claim - Adam Holm - $89,005.53]**

Resolution approving the settlement of the unlitigated claim filed by Adam Holm against the City and County of San Francisco for $89,005.53; claim was filed on July 31, 2015. (City Attorney)

01/28/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160094 **[Settlement of Unlitigated Claim - Square, Inc. - $65,557]**

Resolution approving the settlement of the unlitigated claim filed by Square, Inc., against the City and County of San Francisco for $65,557; claim was filed on March 2, 2015. (City Attorney)

01/28/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160095 **[Settlement of Unlitigated Claim - Christopher Hickey - $115,746.43]**

Resolution approving the settlement of the unlitigated claim filed by Christopher Hickey against the City and County of San Francisco for $115,746.43; claim was filed on May 27, 2015. (City Attorney)

01/28/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160096 **[Settlement of Unlitigated Claim - Officers for Justice - $121,684.40]**
Resolution approving the settlement of the unlitigated claim filed by Officers for Justice against the City and County of San Francisco for $121,684.40 in attorneys fees and costs; claim was filed on November 21, 2013. (City Attorney)

01/28/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160097 **[Software License and Support Agreement Amendment - Oracle America, Inc. - Emerge Project - Maximum Expenditure of $14,287,737]**
Resolution authorizing the Controller to enter into the Tenth Amendment of a software license and support agreement with Oracle America, Inc., for perpetual software licenses and software support services for the Controller's Emerge Project, extending the contract term of November 16, 2007, through April 22, 2016, by five years through April 22, 2021, and increasing the maximum expenditure by $4,300,892 to $14,287,737. (Controller)
(Fiscal Impact)

02/01/16; RECEIVED FROM DEPARTMENT.

02/09/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:04 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 15, 2016.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, February 23, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT DOCUMENTS DEPT
AUG - 1 2016
SAN FRANCISCO PUBLIC LIBRARY

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee	Wednesday 1:00 PM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 9:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, February 23, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:01 p.m. On the call of the roll, Supervisors Wiener and Yee were not present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board that she was in receipt of a communication, dated February 22, 2016, from the appellant, Ariana Casanova, representing Fair, Legal and Environmental Transit, Sue Vaughan, Robert Planthold, and SEIU 1021, formally withdrawing the appeal related to Item Nos. 26, 27, 28, and 29 (File Nos. 151269, 151270, 151271, and 151272) on today's agenda regarding the Proposed Commuter Shuttle Permit Program.

Supervisor Wiener was noted present at 2:02 p.m.

Supervisor Yee was noted present at 2:03 p.m.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of January 12, 2016. There were no corrections.

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of January 12, 2016. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

Supervisor Campos recognized Former Mayor Art Agnos who was in attendance at today's meeting.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

151259 **[Administrative Code - City-Owned Fiber-Optic Facilities]**
Sponsors: Farrell; Mar
Ordinance amending the Administrative Code to require the Department of Technology to gather information from City departments concerning City-owned fiber-optic facilities; and to require the Public Utilities Commission to consider and approve any future expansion of City-owned fiber-optic facilities.
(Fiscal Impact)

Ordinance No. 025-16

FINALLY PASSED

151278 **[Agreement Amendment - AT&T Corporation - Telecommunications Services - Not to Exceed $122,429,557]**
Sponsor: Farrell
Ordinance retroactively authorizing the Department of Technology and the Department of Contract Administration to enter into the Third Amendment of an Agreement between the City and the AT&T Corporation, for the City's telecommunications services, by extending the term of the agreement for an additional five years through December 31, 2020, and increasing the total not-to-exceed amount of the agreement from $97,953,700 to $122,429,557.
(Fiscal Impact)

Ordinance No. 026-16

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

150494 **[Planning, Building Codes - Conditional Use Required to Remove Any Residential Unit in a C-3 District, Including Illegal Units; Permeable Surfaces and Landscaping Requirements Citywide for Building Additions and Residential Mergers]**
Sponsor: Avalos
Ordinance amending the Planning Code to require Conditional Use authorization for the removal of any residential unit in a C-3 (Downtown Commercial) District (whether legal or illegal) and to require compliance Citywide with landscaping and permeable surfaces requirements for building additions and residential mergers, and to exempt from the Conditional Use application requirement illegal units in C-3 Districts where there is no legal path for legalization and residential units that have received prior Planning approval; amending the Building Code to require that notices of violation in a C-3 District order the filing of an application to legalize an illegal unit unless infeasible under the Building Code or the Planning Commission approves its removal, and to require re-issuance of unabated notices of violation in a C-3 District to include the new requirement; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1.
(Economic Impact)

Ordinance No. 023-16

FINALLY PASSED

151251 **[Administrative Code - Water Efficient Irrigation]**
Sponsors: Wiener; Farrell
Ordinance amending the Administrative Code by revising the applicability threshold to 500 square feet for requirements for the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects.

Ordinance No. 024-16

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

The President requested that File Nos. 151276 and 150940 be called together. After the items were called, Supervisor Peskin requested these matters be considered separately.

Referred Without Recommendation from the Budget and Finance Committee

151276 **[General Obligation Bond Election - Public Health and Safety - $350,000,000]**
Sponsors: Mayor; Breed, Farrell and Mar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 7, 2016, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $350,000,000 to finance the construction, acquisition, improvement, seismic strengthening and betterment of critical community and mental health, emergency response and safety, and homeless shelter and service facilities and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code, Chapter 31; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan, consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions regarding the Citizens' Bond Oversight Committee in Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.
(Fiscal Impact)

Supervisor Mar requested to be added as a co-sponsor.

Ordinance No. 022-16

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin

Recommendation of the Rules Committee

150940 **[Charter Amendment - Park, Recreation and Open Space Fund]**
Sponsors: Farrell; Mar, Wiener, Yee, Breed, Cohen and Avalos
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to require an annual baseline appropriation for the Park, Recreation and Open Space Fund based on City spending for park and recreation purposes in FY2015-2016, extend the annual set-aside and the baseline appropriation for 15 years to FY2045-2046, and modify the Recreation and Park Department's planning obligations to include equity analysis and Board of Supervisors review, at an election to be held on June 7, 2016.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Wiener, Yee
Noes: 2 - Peskin, Tang

NEW BUSINESS

Recommendations of the Budget and Finance Committee

160009 **[Real Property Acquisition - Easements from John Daly Boulevard Associates, L.P., Monarch Ventures, L.P., and Wilbak Investments, L.P. - Regional Groundwater Storage and Recovery Project, San Mateo County - $78,185]**
Resolution approving and authorizing the acquisition of one temporary construction easement, two permanent surface access easements and one permanent subsurface easement for water utility purposes from John Daly Boulevard Associates, L.P., a California limited partnership, Monarch Ventures, L.P., a California limited partnership, and Wilbak Investments, L.P., a California limited partnership, for $78,185 to be used by the City and County of San Francisco under the Water System Improvement Program for the access, installation, modification, removal, inspection, maintenance, repair, replacement, periodic scheduled maintenance, emergency repairs, and construction of the project known as the Regional Groundwater Storage and Recovery Project, Project No. CUW30103; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and approving the Agreement and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Real Estate Department)

Resolution No. 062-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160045 **[Agreement Amendment - Hatch Mott MacDonald - Construction Management Services - New Irvington Tunnel Project - Not to Exceed $20,500,000]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 3 to Agreement No. CS-918, New Irvington Tunnel Project - Construction Management Services with Hatch Mott MacDonald, to continue providing construction management services for the final construction and close-out of the tunnel, increasing the agreement by $1,000,000 for a total agreement amount not to exceed $20,500,000 and with a time extension of three months, for a total agreement duration of seven years and three months from August 1, 2009, through October 31, 2016, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

Resolution No. 063-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160066 **[Subordination Agreement - Seismic and Safety Loan Program - HealthRight 360 - 890 Hayes Street and 214 Haight Street - $8,500,000]**

Sponsors: Mayor; Kim and Breed

Resolution authorizing the subordination of two existing Seismic and Safety Loan Program loans, secured in part by real property commonly known as 890 Hayes Street and 214 Haight Street, to a new loan from the Nonprofit Finance Fund to HealthRight 360 in the amount of $8,500,000 for the construction of HealthRight 360's new headquarters and clinic located at 1563 Mission Street.
(Fiscal Impact)

Resolution No. 054-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin

160068 **[Paratransit Broker Agreement Amendment - Transdev Services, Inc. - Not to Exceed $125,443,773]**

Sponsor: Campos

Resolution approving Amendment No. 6 to the Paratransit Broker Agreement with Transdev Services, Inc., to continue providing paratransit broker services to administer the City's Paratransit Program, and increase the amount of the contract by $6,844,063 to a total amount not to exceed $125,443,773 for the term of April 1, 2010, through June 30, 2016.
(Fiscal Impact)

Resolution No. 065-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160069 **[Real Property Acquisition - 1101 Connecticut Street - San Francisco Unified School District - $1,800,000]**

Sponsor: Cohen

Resolution authorizing the acquisition of real property from the San Francisco Unified School District located at 1101 Connecticut Street, near the intersection of Connecticut Street and 25th Street, in order to further the General Plan priority of preserving and enhancing the supply of affordable housing, for the purchase price of $1,800,000.
(Fiscal Impact)

Resolution No. 055-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160071 **[Accept and Expend Grant - State of California Department of Housing and Community Development - Housing-Related Parks Program Grant - $2,686,325]**

Sponsor: Farrell

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of $2,686,325 from the State of California Department of Housing and Community Development to fund Housing Related Parks Projects identified in Exhibit A of the Grant Standard Agreement for the period of October 9, 2015, through June 30, 2017; and delegating authority to the General Manager of the Recreation and Park Department to reallocate funds among approved projects where necessary to maximize City recovery from the Grant during the eligible expenditure period.

Resolution No. 066-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160075 **[Contract Amendment - Children's Council of San Francisco - Preschool for All Program - Not to Exceed $74,390,567]**

Sponsors: Tang; Mar

Resolution retroactively approving the sixth contract amendment with the Children's Council of San Francisco to manage the Preschool for All Program subsidies to eligible children of the City, and increasing the not to exceed amount from $47,326,791 to $74,390,567 for the period of July 1, 2012, to June 30, 2016.
(Fiscal Impact)

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 069-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

The President requested File Nos. 150936, 150937, and 151147 be called together.

150936 **[Donation of Obsolete Ambulance to San Francisco Unified School District]**
Sponsor: Breed
Resolution authorizing the Fire Department to donate an obsolete ambulance to the San Francisco Unified School District's Health Academy at Galileo High School.

Resolution No. 057-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

150937 **[Donation of Retired Fire Engine to City College of San Francisco]**
Sponsor: Breed
Resolution authorizing the Fire Department to donate a retired fire engine to the City College of San Francisco Fire Academy Program.

Resolution No. 058-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151147 **[Accept Gift - Mr. and Mrs. Bernard Osher - Donation for Purchase of Two New Ambulances - $350,000]**
Sponsor: Breed
Resolution authorizing the San Francisco Fire Department to accept a gift in the amount of $350,000 from Mr. and Mrs. Bernard Osher specifically for the purchase of two new ambulances by the San Francisco Fire Department.

Resolution No. 061-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

The President requested that File Nos. 160067, 160072, and 160073 be called together.

160067 **[Mission Miracle Mile Business Improvement District - Annual Reports to the City - Calendar Years 2010-2015]**
Sponsor: Campos
Resolution receiving and approving annual reports for the Mission Miracle Mile Business Improvement District for calendar years 2010-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 064-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160072 **[Lower Polk Community Benefit District - Annual Report to the City - FY2014-2015]**
Sponsor: Peskin

Resolution receiving and approving an annual report for the Lower Polk Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 067-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160073 **[Greater Union Square Business Improvement District - Annual Report to the City - FY2014-2015]**
Sponsor: Peskin

Resolution receiving and approving an annual report for the Greater Union Square Business Improvement District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 068-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

From the Land Use and Transportation Committee with a Recommendation of "Do Not Pass"

151257 **[Planning Code - Increasing Transportation Sustainability Fee for Non-residential Projects]**

Sponsors: Avalos; Campos and Mar

Ordinance amending the Planning Code to increase the Transportation Sustainability Fee for Non-residential projects larger than 99,999 gross square feet, and to require Non-residential or Production, Distribution and Repair (PDR) projects that filed development or environmental applications on or before July 21, 2015, but that have not yet received approvals, to pay the Transportation Sustainability Fee with a partial refund; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisors Campos and Mar requested to be added as co-sponsors.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 2 through 3, by striking 'Ordinance No.' and adding 'the Ordinance in Board File No. 151257', Line 5, by striking '(1)' and adding '(A)', Line 7, by striking '(2)' and adding '(B)', and Lines 12 through 13, by striking 'Ordinance No.' and adding 'the Ordinance in Board File No. 151257'; and Page 4, Lines 3 through 24, by adding a table to clarify the different applicability scenarios for projects that are in the approval process. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 6 - Avalos, Campos, Kim, Mar, Peskin, Yee

Noes: 5 - Breed, Cohen, Farrell, Tang, Wiener

Recommendation of the Public Safety and Neighborhood Services Committee

151228 **[Administrative Code - Special Law Enforcement Services ("10B Officers")]**

Sponsors: Campos; Farrell, Avalos and Breed

Ordinance amending the Administrative Code to require event organizers seeking additional Police Department personnel ("10B officers") and equipment for law enforcement purposes to include a request for approval of alcohol license application, if applicable, and a security plan with the request for those services; require the Department to respond to the request for services, and provide a staffing plan if the response is favorable, at least 90 days before the event if the request was received at least 125 days before the event; require the Chief of Police to reconsider denials and staffing plans if so requested; and require the Department after the event to provide to the event organizer and the Entertainment Commission a written report reviewing the use of 10B officers at the event and the costs of the event.

Supervisor Breed requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Rules Committee

160034 **[Initiative Ordinance - Administrative Code - Paid Sick Leave Ordinance Amendments]**
Sponsors: Mayor; Breed, Mar, Farrell, Peskin, Tang, Kim, Yee, Wiener, Campos, Cohen and Avalos
Motion ordering submitted to the voters an Ordinance amending the Administrative Code to revise the City's Paid Sick Leave Ordinance (PSLO) to include protections for employees under the PSLO that largely parallel recent State law enactments pertaining to paid sick leave, primarily the Healthy Workplaces, Healthy Families Act of 2014, as amended, at an election to be held on June 7, 2016.

Motion No. M16-019

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151005 **[Administrative Code - Extending Single Room Occupancy Task Force]**
Sponsors: Yee; Mar
Ordinance amending the Administrative Code to codify the Single Room Occupancy Task Force and extend its sunset date by three years to December 31, 2018.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160111 **[Confirming Appointment, Port Commission - Eleni Kounalakis]**
Sponsors: Mayor; Mar
Motion confirming the mayoral appointment of Eleni Kounalakis to the Port Commission, term ending May 1, 2016.

Supervisor Mar requested to be added as a co-sponsor.

Motion No. M16-020

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160113 **[Appointment, Small Business Commission - William Ortiz-Cartagena]**
Motion reappointing William Ortiz-Cartagena, term ending January 6, 2020, to the Small Business Commission. (Rules Committee)

Motion No. M16-021

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Mar was noted absent at 5:17 p.m.

SPECIAL ORDER 3:00 P.M.

151269 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review - Proposed Commuter Shuttle Permit Program]**

Hearing of persons interested in or objecting to the determination of categorical exemption from environmental review under the California Environmental Quality Act issued by the Planning Department on October 22, 2015, and approved by the San Francisco Municipal Transportation Agency on November 17, 2015, for the proposed Commuter Shuttle Permit Program. (Appellant: Rebecca L. Davis, on behalf of the Coalition for Fair, Legal and Environmental Transit, Sue Vaughan, and Robert Planthold) (Filed December 17, 2015). (Clerk of the Board)

The President reiterated the Clerk of the Board's communication earlier in the meeting indicating the Appellant has withdrawn the appeal. The President then opened the public hearing and inquired as to whether any member of the public wished to address the Board. Leslie Dreyer (Housing Rights Committee); Sylvia Johnson; Tony Robles; Ariana Casanova (SEIU 1021); Tom Gilberty; spoke in support of the appeal and on the withdraw of the appeal by the Appellant. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

151270 **[Affirming Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**

Motion affirming the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee
Absent: 1 - Mar

151271 **[Reversing the Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**

Motion reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee
Absent: 1 - Mar

151272 **[Preparation of Findings to Reverse the Categorical Exemption Determination - Proposed Commuter Shuttle Permit Program]**
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Commuter Shuttle Permit Program is categorically exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee
Absent: 1 - Mar

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

151120 **[Hearing - Infrastructure Financing District No. 2 (Port of San Francisco)]**
Hearing of persons interested in or objecting to a proposed Ordinance (File No. 151119) establishing an Infrastructure Financing District, an Infrastructure Financing Plan, a Tax Administration Agreement, and approving other matters in connection with establishing City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); a proposed Resolution (File No. 151118) approving a Memorandum of Understanding Relating to Infrastructure Financing District No. 2 (Port of San Francisco), Sub-Project Area G-1 (Pier 70 - Historic Core), and approving other matters in connection therewith; and a proposed Resolution (File No. 151117) approving issuance of bonds in an amount not to exceed $25,100,000 for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco), with respect to Sub-Project Area G-1 (Pier 70 - Historic Core), approving an Indenture of Trust and Pledge Agreement, and approving other matters in connection therewith.

The President opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating to the Infrastructure Financing District No. 2 (Port of San Francisco) (File Nos. 151119, 151118, and 151117). Harvey Rose (Office of the Budget and Legislative Analyst) provided an overview of the project and responded to questions raised throughout the discussion. Tom Gilberty; Sylvia Johnson; spoke on various concerns regarding the hearing matter. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

151119 **[Establishing an Infrastructure Financing District and Adopting an Infrastructure Financing Plan (Port of San Francisco)]**

Sponsors: Mayor; Cohen

Ordinance establishing an Infrastructure Financing District (IFD) (including Sub-Project Area G-1 (Pier 70 - Historic Core) and adopting an Infrastructure Financing Plan (IFP) (including Appendix G-1) for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); approving a Tax Administration Agreement; affirming the Planning Department's determination under the California Environmental Quality Act; and approving other matters in connection with the IFD and IFP, as defined herein.
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Yee, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 5, Lines 8 through 10, by recognizing both public hearings held on January 26, 2016, and February 23, 2016; Page 5, Line 24, through Page 6, Line 8, by adding a finding specifying the Lease tenant's acknowledgement that the Port stated its intention to establish the IFD; Page 6, Lines 9 through 13, by adding a finding on the specifics found in Appendix G-1; Page 7, Lines 15 through 16, by striking 'Qualified Port Costs' and adding 'Port Benefit Tasks'; and Page 8, Lines 3 through 8, by requesting the Port to take steps to form a community facilities district at a future date. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee
Absent: 1 - Mar

(Fiscal Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee
Absent: 1 - Mar

151118 **[Authorizing Issuance of Bonds - Port Infrastructure Financing District - Pier 70 (Historic Core) - Not to Exceed $25,100,000]**

Sponsors: Mayor; Cohen

Resolution approving issuance of bonds in an amount not to exceed $25,100,000 for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco) with respect to Sub-Project Area G-1 (Pier 70 - Historic Core); approving an Indenture of Trust and a Pledge Agreement; and approving other matters in connection with the bonds, as defined herein.
(Fiscal Impact)

Resolution No. 060-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee
Absent: 1 - Mar

151117 **[Authorizing Execution of a Memorandum of Understanding Relating to Infrastructure Financing District No. 2]**

Sponsors: Mayor; Cohen

Resolution approving a Memorandum of Understanding (MOU) relating to Sub-Project Area G-1 (Pier 70 - Historic Core) of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); and approving other matters in connection with the MOU, as defined herein.

(Fiscal Impact)

Resolution No. 059-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee

Absent: 1 - Mar

Supervisor Mar was noted present at 7:30 p.m.

SPECIAL ORDER 3:00 P.M. - CALLED FROM COMMITTEE

Board of Supervisors Sitting as a Committee of the Whole

160137 **[Hearing - Charter Amendment - Authorizing Board of Supervisors to Update Inclusionary or Affordable Housing Requirements and Providing Increased Interim Requirements]**

Hearing of persons interested in or objecting to a proposed Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to authorize the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects, and setting forth increased interim requirements; and affirming the Planning Department's determination under the California Environmental Quality Act, at an election to be held on June 7, 2016. (Clerk of the Board)

The President opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating to the proposed Charter Amendments as referenced in File No. 151274. Ken Rich (Office of Economic and Workforce Development), Jon Givner (Office of the City Attorney), Ben Rosenfield, Controller (Office of the City Controller), and Nicole Elliott (Mayor's Office) presented information and responded to questions raised throughout the discussion. Tom Gilberty; Wing Hoo Leung (Community Tenants Association); Male Speaker; Paul Webber; Jim Worshall; Dennis Antenore; Yue Yuan Yu (Tenderloin Chinese Rights Association); Male Speaker; Darnell Boyd, Frank Leonard, Jr., and Joel (Hospitality House); Angelina Lero; Merlina Meneses; Gerry Crowley (Neighborhood Network); Fernando Marti (Council of Community Housing Organizations); Debra Close; Glenn; Female Speaker; Lorenzo Listana; Charles Rathbone; Latina Cohen; Ken Tray; Jordan Gwendolyn Davis; Kathy Lipscomb (Senior Disability Action Network); Marla Knight (North Beach Tenants Committee); Marti Sousanis; Silvia Johnson; Jaime Viloria; Male Speaker; Jesse Johnson; Tony Robles (Senior and Disability Action Network); Oz Hunter; Sonya Mayer; James Pounders (Tenderloin Votes); Tes Welborn (D5 Action); Peter Cohen (Council of Community Housing Organizations); Otto Duffy; Winnie; spoke in support of the proposed Charter Amendment. Jim Chappell; Male Speaker; Anton Hermes; Laura Clark (Grow SF); Michael Theriault (San Francisco Building Trades); Male Speaker; Patrick Kennedy (Panoramic Interest); Tim Colen (San Francisco Housing Action Coalition); Tony Rodriguez (Sprinkler Fitters, Local 483); Jeffrey Hearst; Oz Erickson; Brian Spears; Juan Carlos Wallace; Daniel Camp; Male Speaker; Male Speaker; Female Speaker; John Walton; Lou Vasquez (Build Inc.); Kristy Wang (SPUR); Lee Chang; spoke in opposition to the proposed Charter Amendment. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

President Breed recessed the meeting at 8:56 p.m. and reconvened the meeting at 9:00 p.m.

151274 **[Charter Amendment - Authorizing Board of Supervisors to Update Inclusionary or Affordable Housing Requirements and Providing Increased Interim Requirements]**
Sponsors: Kim; Peskin, Mar, Avalos and Campos

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to authorize the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects, and setting forth increased interim requirements; and affirming the Planning Department's determination under the California Environmental Quality Act, at an election to be held on June 7, 2016.

Supervisor Cohen moved that this Ordinance be AMENDED by adding 'Section 16.110(h) Analysis' to require the Controller to submit a report to the Board of Supervisors analyzing the impacts of the inclusionary or affordable housing obligations, and adding 'Section 16.110(i) Future Legislation' to require the Board to pass legislation to conform inclusionary or affordable housing obligations to the findings of the report. Before the president called for a second, Supervisor Cohen withdrew the motion.

Supervisor Cohen, seconded by Supervisor Tang, moved that this Charter Amendment be AMENDED by adding 'Section 16.110(h) Analysis' to require the Controller and Planning Department to study the economic feasibility of the inclusionary or affordable housing obligations, and require the Controller to provide a report to the Board of Supervisors, along with a proposed ordinance amending the Planning Code to maximize housing affordability; and adding 'Section 16.110(i) Future Legislation' to require the Board of Supervisors to hold a public hearing within three months of receiving the Controller's proposed ordinance. The motion FAILED by the following vote:

Ayes: 4 - Cohen, Farrell, Tang, Wiener

Noes: 7 - Avalos, Breed, Campos, Kim, Mar, Peskin, Yee

Supervisor Peskin, seconded by Supervisor Campos, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of March 1, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Supervisor Peskin, seconded by Supervisor Tang, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

BLACK HISTORY MONTH
Supervisors introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Black History Month, their accomplishments, and their continued community support as referenced below:

Supervisor Peskin recognized Byron Cobb (Cable Car Bell Ringing Champion);
Supervisor Tang recognized Sanford Johnson (Sunset Pet Supply business owner);
Supervisor Wiener recognized Brittni Chicuata (American Heart Association);
Supervisor Yee recognized Jay Taylor (Alice Fong Yu School student advisor);
Supervisor Avalos recognized Kevine Boggess (Director of Policy, Coleman Advocates for Children and Youth);
Supervisor Breed recognized Green Streets;
Supervisor Campos recognized Amos Gregory;
Supervisor Cohen recognized Jim Martin and Jim Queen (California Federations of Fathers and community activists);
Supervisor Farrell recognized Emanuel Stewart (Principal, George Washington Carver Elementary School);
Supervisor Kim recognized Brenda Washington (District 6 resident and Jefferson Hotel tenant leader); and
Supervisor Mar recognized Archbishop Franzo King (St. John Coltrane African Orthodox Church).

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Peter Warfield; expressed concerns relating to proposed Public Library fees.
Merlin; shared his concerns regarding the current plight of taxi drivers in San Francisco.
Male Speaker; requested the Board consider the proposed tree landmark at 46 Cook Street.
Female Speaker; requested the Board consider the proposed tree landmark at 46 Cook Street.
Sarah Farlan; requested the Board consider the proposed tree landmark at 46 Cook Street.
Randy Weedaho; requested the Board consider the proposed tree landmark at 46 Cook Street.
Richard Moore; requested the Board consider the proposed tree landmark at 46 Cook Street.
Violet Travis; requested the Board consider the proposed tree landmark at 46 Cook Street.
Male Speaker; requested the Board consider the proposed tree landmark at 46 Cook Street.
Nancy Wuerfel; requested the Board consider the proposed tree landmark at 46 Cook Street.
Male Speaker; requested the Board consider the proposed tree landmark at 46 Cook Street.
Tom Gilberty; shared his various experiences in San Francisco during February 2016.
Otto Duffy; expressed his concerns regarding the current makeup of the Board.
Charles Pitts; shared his negative experiences at the Navigation Center.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160123 **[Urging the University of California, San Francisco to Rehire Fired Impec Group Custodial Workers]**

Sponsors: Breed; Kim, Peskin, Cohen, Wiener, Campos, Yee, Mar and Avalos

Resolution urging the Chancellor of the University of California, San Francisco, to rectify serious breaches of workers' rights by hiring the fired Impec Group custodial workers as full-time employees.

Supervisors Yee, Mar, and Avalos requested to be added as co-sponsors.

Supervisor Peskin, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 10, by striking '2399' and adding '3299'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Resolution No. 070-16

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160135 **[Final Map 7993 - 1450 Franklin Street]**

Motion approving Final Map 7993, a 67 residential unit and one commercial unit, mixed-use Condominium Project, located at 1450 Franklin Street, being a subdivision of Assessor's Block No. 0671, Lot No. 006, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M16-022

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

150732 **[Building, Administrative Codes - Mandatory Disability Access Improvements; Building Owner's Notice to Tenant; Administrative Fee]**
Sponsor: Tang
Ordinance amending the Building Code to require any existing building with a place of public accommodation either to have all primary entries and path of travel into the building accessible by persons with disabilities or to receive from the City a determination of equivalent facilitation, technical infeasibility, or unreasonable hardship; establishing a Disability Access Compliance Unit within the Department of Building Inspection; establishing a fee to offset the costs of the disability access improvement program; amending Administrative Code, Chapter 38, to require a building owner to give notice of the mandatory Building Code primary entry and path of travel accessibility requirements in any new or amended public accommodation lease; affirming the Planning Department's California Environmental Quality Act determination; making findings of local conditions under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission upon final passage.
(Fiscal Impact)

07/07/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/6/2015.

07/14/15; REFERRED TO DEPARTMENT.

07/21/15; TRANSFERRED to Budget and Finance Committee.

09/24/15; REFERRED TO DEPARTMENT.

02/19/16; RECEIVED FROM DEPARTMENT.

02/23/16; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

150875 **[Health Code - Definition of Projects for Alternative Water Source Requirements]**
Sponsor: Wiener
Ordinance amending the Health Code to revise the definition of development projects subject to the requirements for an Alternate Water Source system, and the definitions of large and small residential projects subject to specific requirements for such a system; and affirming the Planning Department's determination under the California Environmental Quality Act.

09/08/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/8/2015.

09/16/15; REFERRED TO DEPARTMENT.

09/28/15; RESPONSE RECEIVED.

12/15/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

12/23/15; REFERRED TO DEPARTMENT.

02/23/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160150 **[Redevelopment Plan Amendment - Transbay Redevelopment Project Area - Zone One]**
Sponsors: Mayor; Kim
Ordinance approving an amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area, to increase the maximum height limit from 300 feet to 400 feet on Block 1 (Assessor's Block No. 3740, Lot Nos. 027, 029, 030, 031, and 032) within Zone One of the Transbay Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

02/23/16; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 3/24/2016.

160151 **[Public Employment - Annual Salary Ordinance Amendment - Office of Small Business in the Mayor's Office of Economic and Workforce Development - FYs 2015-2016 and 2016-2017]**
Sponsors: Campos; Peskin
Ordinance amending Ordinance No. 129-15 (Annual Salary Ordinance - FYs 2015-2016 and 2016-2017) to reflect the addition of one (1) 9774 Sr. Community Development Specialist for the equivalent of seven full pay periods before the end of FY2015-2016 in the Office of Small Business in the Mayor's Office of Economic and Workforce Development (ECN) to administer the Legacy Business Registry and Historic Preservation Fund.
(Fiscal Impact)

02/23/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/24/2016.

160152 **[Appropriation - Office of Small Business in the Mayor's Office of Economic and Workforce Development - $343,359 from the General Reserve - FY2015-2016]**
Sponsors: Campos; Peskin
Ordinance appropriating $343,359 from the General Reserve for grants and related administrative costs for the Legacy Business Registry and Historic Preservation Fund in the Office of Small Business in the Mayor's Office of Economic and Workforce Development in FY2015-2016.
(Fiscal Impact)

02/23/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/24/2016.

160153 **[Street Vacation - James Alley - Chinese Hospital Improvements]**
Sponsor: Peskin
Ordinance ordering the street vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital; approving a quitclaim of the City's interest in the vacation area pursuant to the terms and conditions of a Purchase and Sale Agreement between the City and County of San Francisco, as seller, and Chinese Hospital Association, as buyer; reserving various easement rights in favor of third party utilities and private property owners; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this legislation are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance.

02/23/16; ASSIGNED to Land Use and Transportation Committee.

160154 **[Green Building, Environment Codes - Better Roof Requirements for Renewable Energy Facilities]**
Sponsor: Wiener
Ordinance amending the Green Building Code and the Environment Code to establish requirements for certain new building construction facilitating development of renewable energy facilities; updating provisions of the Green Building requirements for City buildings; setting an operative date of January 1, 2017; providing findings as to local conditions pursuant to the California Health and Safety Code; directing the Clerk of the Board of Supervisors to transmit the Ordinance to appropriate State officials; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

02/23/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/24/2016.

160155 **[Public Works Code - Stormwater Management Requirements]**
Sponsor: Wiener
Ordinance amending the Public Works Code to incorporate changes to ensure consistency and compliance with California's municipal stormwater permit requirements; to revise application of the requirements from projects disturbing 5,000 square feet of ground surface area to projects that include construction or remodeling of 5,000 square feet of impervious surface area; and affirming the Planning Department's determination under the California Environmental Quality Act.

02/23/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/24/2016.

Resolutions

160118 **[Commuter Shuttle Permit Program Recommendations]**
Sponsors: Campos; Yee, Breed, Mar, Avalos, Peskin and Kim
Resolution urging the San Francisco Municipal Transportation Agency to adopt a new one-year Commuter Shuttle Permit Program that includes key improvements.

02/09/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

02/12/16; REFERRED TO DEPARTMENT.

02/23/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160156 **[California Statewide Communities Development Authority Issuance of Tax-Exempt Bonds - California College of the Arts or an Affiliate - Not to Exceed $16,000,000]**
Sponsor: Cohen
Resolution approving in accordance with Internal Revenue Code, Section 147(f), the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $16,000,000 to finance and refinance various capital facilities to be owned and/or operated by California College of the Arts or an affiliate.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160157 **[Accept and Expend Grant - United States Department of Justice's Office of Violence Against Women - Domestic Violence High Lethality Risk Team - $750,000]**
Sponsor: Cohen
Resolution retroactively authorizing the Department on the Status of Women to accept and expend a grant in the amount of $750,000 from the United States Department of Justice's Office of Violence Against Women for the Multidisciplinary Domestic Violence High Lethality Risk Team Pilot Project, for a grant period of October 1, 2015, through September 30, 2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160158 **[Accept and Expend Grant - San Francisco Safe Routes to School Program 2017-2019 Non-Infrastructure Project - $2,797,000]**
Sponsors: Wiener; Mar
Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $2,797,000 in Active Transportation Program Funds through Metropolitan Transportation Commission's Safe Routes to School Grant Program for the period of September 1, 2017, through August 31, 2019, waiving indirect costs, stating assurance to complete the project, and to delegate authorization to execute these agreements and any amendments thereto to the Director of Health.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160159 **[Accept and Expend Grant - Alameda County Waste Management Authority ("StopWaste") - High-Efficiency Toilet and Urinal Incentive Programs - $535,000]**
Sponsor: Wiener
Resolution authorizing the San Francisco Public Utilities Commission (SFPUC) General Manager to accept an award of up to $535,000 through the SFPUC's Memorandum of Understanding with the Alameda County Waste Management Authority ("StopWaste") for implementation of a regional water conservation program funded in part by grant funds from the California Department of Water Resources.
(Fiscal Impact)
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160160 **[Noe Valley Community Benefit District - Annual Reports to the City - FY2014-2015]**
Sponsor: Wiener
Resolution receiving and approving annual report for the Noe Valley Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.
02/23/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160161 **[Castro/Upper Market Community Benefit District - Annual Reports to the City - FY2014-2015]**

Sponsor: Wiener

Resolution receiving and approving annual report for the Castro/Upper Market Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

02/23/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160162 **[Supporting California Assembly Bill Nos. 1574 and 1677 (Chiu and Ting) and California Senate Bill 812 (Hill) - Increasing the Safety Oversight and Local Coordination of Tour Buses and Charter Party Bus Carriers]**

Sponsors: Yee; Kim and Mar

Resolution supporting California Assembly Bill Nos. 1574 and 1677, authored by Assembly Members Chiu and Ting, and California Senate Bill 812, authored by Senator Hill, that increase the inspection protocol, safety oversight, and local coordination between the Department of Motor Vehicles, the California Public Utilities Committee, and the National Highway Traffic Safety Administration for tour bus and charter-party carriers, and for both legislative bodies to pass the bills.

02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160163 **[Consolidation of Elections Scheduled for June 7, 2016]**

Sponsor: Breed

Resolution consolidating the following elections, all of which will be held on June 7, 2016: the State of California's Presidential Primary Election; the City and County of San Francisco Municipal Election; the City and County of San Francisco's Special Bond Election; the San Francisco Bay Restoration Authority's Special Election; and the San Francisco's Democratic County Central Committee's election, and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State Presidential Primary Election.

02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160164 **[Supporting United States Senate Bill 1412 (Franken and Portman) - Housing for Homeless Students Act]**

Sponsor: Farrell

Resolution supporting United States Senate Bill 1412, the Housing for Homeless Students Act, sponsored by Senators Al Franken and Rob Portman.

02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160165 **[Helen Kunz Day - March 9, 2016]**

Sponsor: Wiener

Resolution declaring March 9, 2016, to be Helen Kunz Day in the City and County of San Francisco.

02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160166 **[Establishing City Policy Maximizing a Feasible Inclusionary Affordable Housing Requirement]**
Sponsor: Yee
Resolution establishing City policy to maximize the percentage of affordable Inclusionary Housing in market rate development through Board ordinance and to ensure fairness and feasibility.
02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160183 **[Urging the San Francisco Public Utilities Commission to Expand Public Access to the Peninsula Watershed Lands]**
Sponsors: Avalos; Wiener and Campos
Resolution urging the San Francisco Public Utilities Commission to provide enhanced public access to existing roads and trails in the Peninsula Watershed Lands consistent with the goals of protecting the water supply and the environmental quality of the area.
02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

160167 **[Committee of the Whole - Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area - Zone One (File No. 160150) - April 12, 2016]**
Sponsors: Mayor; Kim
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on April 12, 2016, at 3:00 p.m., to hold a public hearing to consider the proposed Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area (File No. 160150) to increase the maximum height limit from 300 feet to 400 feet on Block 1 of Zone One of the Transbay Redevelopment Project Area.
02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160186 **[Authorizing Preparation of Proponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the June 7, 2016, Consolidated Presidential Primary Election]**
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 7, 2016, Consolidated General Election. (Clerk of the Board)
02/23/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

160168 **[Hearing - Citywide Implementation of Sanctuary City and Due Process for All Ordinances]**
Sponsors: Avalos; Campos
Hearing on the status of citywide implementation of Administrative Code, Chapters 12H and 12I (the Sanctuary City and Due Process for All Ordinances) including a review of department-specific policies, procedures, trainings, challenges, complaints received, corrective actions taken following complaints, and outreach to the public; and requesting the Police Department, Sheriff's Department, the Department of Public Health, 311, Human Services Agency, Child Protective Services, Office of Citizen Complaints, the Office of Labor Standards Enforcement, Adult Probation, Juvenile Probation, City Administrator, San Francisco Unified School District, Airport, Department of Emergency Management, the Treasurer and Tax Collector, the Fire Department, District Attorney, Public Defender, the Office of Civic Engagement and Immigrant Affairs, and the Human Rights Commission to report.
02/23/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160169 **[Hearing - Police and Sheriff's Department Immigration Enforcement Policies, Practices, and Climate]**
Sponsors: Avalos; Campos
Hearing to review the policies, practices, and climate of the San Francisco Police and Sheriff's Departments in relation to immigration enforcement including a review of needed updates to address new immigration enforcement procedures through the Priority Enforcement Program, and a review of the actions taken in the case of Pedro Figueroa-Zarceno and whether such actions were permitted under the Sanctuary City and Due Process for All Ordinances.
02/23/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160170 **[Hearing - Budget Update - Police Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Police Department for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160171 **[Hearing - Budget Update - Recreation and Park Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Recreation and Park Department for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160172 **[Hearing - Budget Update - Sheriff's Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Sheriff's Department for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160173 **[Hearing - Budget Update - Department of Public Health - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Department of Public Health for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160174 **[Hearing - Budget Update - Human Services Agency - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Human Services Agency for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160175 **[Hearing - Budget Update - San Francisco Municipal Transportation Agency - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Municipal Transportation Agency for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160176 **[Hearing - Budget Update - Public Utilities Commission - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the San Francisco Public Utilities Commission for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160177 **[Hearing - Budget Update - Department of Public Works - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Department of Public Works for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160178 **[Hearing - Budget Update - Department of Children, Youth, and Their Families and First Five Commission - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Department of Children, Youth, and Their Families and First Five Commission for FYs 2016-2017 and 2017-2018.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160179 **[Hearing - Update to City's Five-Year Financial Plan - FYs 2015-2020]**
Sponsor: Farrell
Hearing to receive an update from the Controller's Office and Mayor's Budget Office on the updated City's Five-Year Financial Plan for FYs 2015-2020.
02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160180 **[Hearing - Controller's Six-Month Budget Status Report]**
Sponsor: Farrell
Hearing on the Six-Month Budget Status Report; and requesting the Controller's Office, and the Mayor's Budget Office to report.

02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160181 **[Hearing - Budget Update - Fire Department - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Fire Department for FYs 2016-2017 and 2017-2018.

02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160182 **[Hearing - Citywide Construction Crane Safety]**
Sponsor: Peskin
Hearing to evaluate the monitoring, inspections, reporting, and enforcement of crane safety in San Francisco and identify the procedures that the City has in place to protect the safety of construction workers, crane operators, and the general public; and requesting Public Works, the Department of Building Inspections, and the California Division of Occupational Safety and Health to report.

02/23/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

160128 **[Settlement of Lawsuits - California Department of Health Care Services - City to Receive $928,763.44]**
Ordinance authorizing settlement of the lawsuits filed by the City and County of San Francisco against the California Department of Health Care Services, et al., for $928,763.44; the lawsuits were filed on July 24, 2007, and November 3, 2008, in San Francisco Superior Court, Case Nos. CPF-07-507445 and CPF-08-508951; both lawsuits are entitled City and County of San Francisco v. Sandra Shewry, Director of the Department of Health Care Services, State of California, et al.; to compel respondents to approve and pay Short Doyle Medi-Cal claims and implement an appeal procedure for denied claims. (City Attorney)

02/08/16; RECEIVED FROM DEPARTMENT.

02/23/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160130 **[Settlement of Lawsuit - Roque and Sonia Ballesteros - $79,000]**
Ordinance authorizing settlement of the lawsuit filed by Roque and Sonia Ballesteros against the City and County of San Francisco for $79,000; the lawsuit was filed on December 31, 2015, in San Francisco Superior Court, Case No. CGC 15-549684; entitled Roque Ballesteros, et al. v. City of San Francisco, et al. (City Attorney)

02/12/16; RECEIVED FROM DEPARTMENT.

02/23/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

160131 **[Settlement of Unlitigated Claim - Pacific Gas and Electric Company - $37,872.50]**
Resolution approving the settlement of the unlitigated claim filed by the Pacific Gas and Electric Company against the City and County of San Francisco for $37,872.50; claim was filed on August 27, 2015. (City Attorney)

02/12/16; RECEIVED FROM DEPARTMENT.

02/23/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160132 **[Settlement of Unlitigated Claim - Frank Fong - $44,992]**
Resolution approving the settlement of the unlitigated claim filed by Frank Fong against the City and County of San Francisco for $44,992; claim was filed on November 19, 2015. (City Attorney)

02/12/16; RECEIVED FROM DEPARTMENT.

02/23/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160133 **[First Amended Tolling Agreement - California Department of Fish and Wildlife, Office of Spill Prevention and Response - San Mateo Creek Discharges]**
Resolution approving a First Amended Tolling Agreement to toll the statutes of limitations for the California Department of Fish and Wildlife, Office of Spill Prevention and Response, to bring potential claims against the San Francisco Public Utilities Commission for discharges of chlorinated water into San Mateo Creek. (City Attorney)

02/08/16; RECEIVED FROM DEPARTMENT.

02/23/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160134 **[Agreement - TEGSCO, LLC, dba San Francisco AutoReturn - Towing and Storage of Abandoned and Illegally-Parked Vehicles - Not to Exceed $65,400,000]**
Resolution approving the Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for services related to the towing, storage, and disposal of abandoned and illegally-parked vehicles in an amount not to exceed $65,400,000 and for a five year term of April 1, 2016, through March 31, 2021, with the option to extend for up to five additional years; and approving a License between the San Francisco Municipal Transportation Agency and AutoReturn for a portion of the premises at 2650 Bayshore Boulevard in Daly City for use as the long-term vehicle storage and auction facility for a term of five years, with the option to extend for five additional years. (Municipal Transportation Agency)
(Fiscal Impact)

02/12/16; RECEIVED FROM DEPARTMENT.

02/23/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriams

(Approved on April 12, 2016.)

Major Keith R. Altenhofen - Supervisor Farrell
James Noel - Board President Breed
Jose LaCrosby - Board President Breed
Mary Brown - Supervisor Tang
Aaron Wimmer - Supervisor Wiener

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 9:31 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 5, 2016.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 1, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT DOCUMENTS DEPT
AUG – 1 2016
SAN FRANCISCO PUBLIC LIBRARY

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee, Kim, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Yee	Wednesday 10:00 AM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 9:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 1, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisors Cohen, Wiener, and Yee were not present. There was a quorum.

Supervisors Cohen and Wiener were noted present at 2:04 p.m.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of January 26, 2016. There were no corrections.

Supervisor Tang, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of January 26, 2016. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener
Absent: 1 - Yee

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Public Safety and Neighborhood Services Committee

151228 **[Administrative Code - Special Law Enforcement Services ("10B Officers")]**
Sponsors: Campos; Farrell, Avalos and Breed
Ordinance amending the Administrative Code to require event organizers seeking additional Police Department personnel ("10B officers") and equipment for law enforcement purposes to include a request for approval of alcohol license application, if applicable, and a security plan with the request for those services; require the Department to respond to the request for services, and provide a staffing plan if the response is favorable, at least 90 days before the event if the request was received at least 125 days before the event; require the Chief of Police to reconsider denials and staffing plans if so requested; and require the Department after the event to provide to the event organizer and the Entertainment Commission a written report reviewing the use of 10B officers at the event and the costs of the event.

Ordinance No. 029-16

FINALLY PASSED

Recommendation of the Rules Committee

151005 **[Administrative Code - Extending Single Room Occupancy Task Force]**
Sponsors: Yee; Mar
Ordinance amending the Administrative Code to codify the Single Room Occupancy Task Force and extend its sunset date by three years to December 31, 2018.

Supervisor Mar requested to be added as a co-sponsor.

Ordinance No. 028-16

FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener
Absent: 1 - Yee

Supervisor Yee, seconded by Supervisor Peskin, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

The foregoing items were acted upon by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Yee was noted present at 2:06 p.m.

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

151119 **[Establishing an Infrastructure Financing District and Adopting an Infrastructure Financing Plan (Port of San Francisco)]**
Sponsors: Mayor; Cohen
Ordinance establishing an Infrastructure Financing District (IFD) (including Sub-Project Area G-1 (Pier 70 - Historic Core) and adopting an Infrastructure Financing Plan (IFP) (including Appendix G-1) for City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco); approving a Tax Administration Agreement; affirming the Planning Department's determination under the California Environmental Quality Act; and approving other matters in connection with the IFD and IFP, as defined herein.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Elaine Forbes, Interim Port Director, and Brad Benson (Port of San Francisco) who responded to questions raised throughout the discussion.

Ordinance No. 027-16

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151274 **[Charter Amendment - Authorizing Board of Supervisors to Update Inclusionary or Affordable Housing Requirements and Providing Increased Interim Requirements]**
Sponsors: Kim; Peskin, Mar, Avalos and Campos
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to authorize the Board of Supervisors to update the inclusionary or affordable housing obligations for housing development projects, and setting forth increased interim requirements; and affirming the Planning Department's determination under the California Environmental Quality Act, at an election to be held on June 7, 2016.

After the matter was called, Supervisor Farrell, seconded by Supervisor Wiener, moved that consideration of File No. 151274 be continued to later in the meeting. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ORDERED SUBMITTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

From the Land Use and Transportation Committee with a Recommendation of "Do Not Pass"

151257 **[Planning Code - Increasing Transportation Sustainability Fee for Non-residential Projects]**

Sponsors: Avalos; Campos and Mar

Ordinance amending the Planning Code to increase the Transportation Sustainability Fee for Non-residential projects larger than 99,999 gross square feet, and to require Non-residential or Production, Distribution and Repair (PDR) projects that filed development or environmental applications on or before July 21, 2015, but that have not yet received approvals, to pay the Transportation Sustainability Fee with a partial refund; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 6 - Avalos, Campos, Kim, Mar, Peskin, Yee

Noes: 5 - Breed, Cohen, Farrell, Tang, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 160007 and 160008 be called together.

160007 **[Lease Amendment - Pacific Gateway Concessions, LLC - Airport Concessions - Minimum Annual Lease Amount of $958,366.08]**

Resolution retroactively approving Amendment No. 5 to Boarding Areas "B" and "C" Principal Concession Retail Lease No. 98-0228 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, extending the lease term for two concession locations to approximately September 2019, and extending the lease term for one concession location to approximately June 2016, for a minimum annual lease amount of $958,366.08 in order to accommodate the Terminal 1 Redevelopment Program, retroactive to June 2015. (Airport Commission)

Resolution No. 072-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160008 **[2011 Lease and Use Agreement - China Southern Airlines Company Limited - Estimated Rent of $1,283,008.93]**

Resolution approving the terms of 2011 Lease and Use Agreement No. L15-0253 between China Southern Airlines Company Limited and the City and County of San Francisco, acting by and through its Airport Commission, with an estimated rent of $1,283,008.93 for Exclusive Use Space, for the lease term to commence following Board approval through June 30, 2021. (Airport Commission)

Resolution No. 073-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160044 **[Contract Amendment - San Francisco AIDS Foundation - HIV Prevention Services - Not to Exceed $20,231,412]**

Resolution approving a fourth amendment to the contract between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV Prevention Services, to extend the contract by two years for a total contract term of September 1, 2011, through June 30, 2018, and increase the contract amount by $5,573,835 for a total amount not to exceed $20,231,412. (Public Health Department)

Resolution No. 074-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160119 **[Multifamily Housing Revenue Bonds - Columbia Park Apartments - 1035 Folsom Street and 21 Columbia Square Park - Not to Exceed $13,779,028]**

Sponsor: Kim

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed $13,779,028 for the purpose of providing financing for the acquisition and rehabilitation of a 50-unit multifamily residential rental housing project known as Columbia Park Apartments; approving the form of and authorizing the execution of a trust indenture providing terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Resolution No. 075-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Land Use and Transportation Committee

151004 **[Planning Code - Projecting Signs in the Fillmore Street Neighborhood Commercial Transit District]**

Sponsor: Breed

Ordinance amending the Planning Code to allow projecting business signs in the Fillmore Street Neighborhood Commercial Transit District of up to 125 square feet in size, and up to 60 feet in height, with maximum height dependent on the features of the building to which the sign is attached, provided that only one sign per building is permitted; the sign is for the primary occupant of the building; the sign employs a remote transformer and is as narrow as is structurally feasible; any illumination is indirect and is used only during business hours; the sign does not obscure architectural features of the building; the sign does not damage the building to which it is attached; and the sign's lettering is arranged vertically; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings under Planning Code, Section 302, that this amendment will serve the public necessity, convenience, and welfare.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151179 **[Health Code - Banning the Sale of Tobacco Products to Persons Aged 18, 19, or 20]**

Sponsors: Wiener; Mar, Cohen and Farrell

Ordinance amending the Health Code to prohibit tobacco retailers from selling tobacco products, including smokeless tobacco and electronic cigarettes, to persons aged 18, 19, or 20.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160026 **[Planning Code, Zoning Map - Rezoning Noe Valley Town Square]**

Sponsor: Wiener

Ordinance amending the Planning Code, Zoning Map, to rezone Noe Valley Town Square, 3861-24th Street, Assessor's Block No. 6509, Lot No. 040, from its current designation as 24th Street - Noe Valley Neighborhood Commercial District and 40-X to Public (P) and Open Space (OS); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160115 **[Planning, Building Codes - Conditional Use Required to Remove Any Residential Unit; Mandatory Legalization of Unauthorized Units]**

Sponsor: Avalos

Ordinance amending the Planning Code to require Conditional Use authorization for the removal of any residential unit (whether authorized or unauthorized) and to exempt from the Conditional Use application requirement unauthorized units where there is no legal path for legalization, residential units that have received prior Planning approval, and single-family homes that are demonstrably unaffordable or unsound; amending the Building Code to require that notices of violation order the filing of an application to legalize an unauthorized unit unless infeasible under the Building Code, the Planning Commission approves its removal, or a serious and imminent hazard exists on the property; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1. (Economic Impact)

Supervisor Avalos, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 6, Line 9, by adding 'on a site in a RH-1 or RH-1(D) District' after 'Single-Family Residential Building'; on Page 12, Line 22, by striking '(4)' and adding '(5)'; on Page 14, Line 6, by striking '(5)' and adding '(6)'; and on Page 15, Line 1, by striking '(6)' and adding '(7)'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

(Economic Impact)

After the matter was called and the amendments were accepted, Supervisor Avalos, seconded by Supervisor Peskin, moved that further consideration of File No. 160115 be continued to later in the meeting. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Wiener

Noes: 2 - Tang, Yee

President Breed recessed the meeting at 3:29 p.m. and reconvened at 3:31 p.m.

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Supervisor Wiener, seconded by Supervisor Yee, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

WOMEN'S HISTORY MONTH
Dr. Emily Murase, Director (Department on the Status of Women), provided opening remarks for the 2016 Women's History Month commendations. The Supervisors then introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Women's History Month, their accomplishments, and their continued community support as referenced below:

Supervisor Wiener recognized Jana Sax (James Lick Middle School);
Supervisor Yee recognized Naomi Kelly, City Administrator (City and County of San Francisco);
Supervisor Avalos recognized Brigitte Davila (Board of Trustees for City College of San Francisco);
Supervisor Breed recognized Susan Strolis (Haight Ashbury Improvement Association);
Supervisor Campos recognized Diane Jones, RN (San Francisco General Hospital);
Supervisor Cohen recognized Raffaella Nicolosi;
Supervisor Farrell recognized Catherine Stefani, County Clerk (City and County of San Francisco);
Supervisor Kim recognized Judge Lillian K. Sing (retired) and Judge Julie M. Tang (retired);
Supervisor Mar recognized Linda Murley, Director (Richmond Senior Center);
Supervisor Peskin recognized Ida Pantaleo Zoubi (Caffe Trieste); and
Supervisor Tang recognized Jane Gong.

Supervisor Campos and President Breed acknowledged Former Board of Supervisors Member Tom Ammiano who was in attendance during today's meeting.

COMMITTEE REPORTS

Recommendation of the Rules Committee

160081 **[Initiative Ordinance - Administrative Code - Requiring the Office of Citizens Complaints to Investigate All Officer Involved Shootings]**
Sponsors: Cohen; Breed, Campos and Mar
Motion ordering submitted to the voters an Ordinance amending the Administrative Code to require the Office of Citizen Complaints to investigate all officer-involved shootings, at an election to be held on June 7, 2016.

Motion No. M16-023

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee

160105 **[Resolution of Intent - Street Vacation - Part of Chinese Hospital Improvements - James Alley]**
Sponsors: Peskin; Mar
Resolution declaring the intention of the Board of Supervisors to order the vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

The Board did not consider this matter since the item was not referred as a Committee Report by the Land Use and Transportation Committee.

Supervisor Mar requested to be added as a co-sponsor.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; shared various viewpoints relating to Hillary Clinton.
Rob Cole; expressed his support of File No. 160167 on today's agenda and encouraged the Board to approve the Transbay Block 1 Redevelopment Project.
Adrian Simi (Carpenters, Local 22); expressed his support of File No. 160167 on today's agenda and encouraged the Board to approve the Transbay Block 1 Redevelopment Project.
Tom Gilberty; shared various concerns regarding Muni seat access and the democratic party.
Joe Wilson; expressed his support of increasing the percentage of affordable inclusionary housing.
Julie Gallh; expressed her support of increasing the percentage of affordable inclusionary housing.
Remy Pescarello; shared his concerns regarding the definition of affordable housing.
Mr. Wright; shared his concerns regarding the lack of affordable housing in San Francisco.
Male Speaker; shared his negative experience with a police officer in San Francisco.
Grace; shared her concerns regarding the lack of affordable housing in San Francisco.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160162 **[Supporting California Assembly Bill Nos. 1574 and 1677 (Chiu and Ting) and California Senate Bill 812 (Hill) - Increasing the Safety Oversight and Local Coordination of Tour Buses and Charter Party Bus Carriers]**
Sponsors: Yee; Kim and Mar
Resolution supporting California Assembly Bill Nos. 1574 and 1677, authored by Assembly Members Chiu and Ting, and California Senate Bill 812, authored by Senator Hill, that increase the inspection protocol, safety oversight, and local coordination between the Department of Motor Vehicles, the California Public Utilities Committee, and the National Highway Traffic Safety Administration for tour bus and charter-party carriers, and for both legislative bodies to pass the bills.

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 076-16

ADOPTED

160163 **[Consolidation of Elections Scheduled for June 7, 2016]**
Sponsor: Breed
Resolution consolidating the following elections, all of which will be held on June 7, 2016: the State of California's Presidential Primary Election; the City and County of San Francisco Municipal Election; the City and County of San Francisco's Special Bond Election; the San Francisco Bay Restoration Authority's Special Election; and the San Francisco's Democratic County Central Committee's election, and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State Presidential Primary Election.

Resolution No. 056-16

ADOPTED

160164 **[Supporting United States Senate Bill 1412 (Franken and Portman) - Housing for Homeless Students Act]**
Sponsor: Farrell
Resolution supporting United States Senate Bill 1412, the Housing for Homeless Students Act, sponsored by Senators Al Franken and Rob Portman.

Resolution No. 077-16

ADOPTED

160165 **[Helen Kunz Day - March 9, 2016]**
Sponsor: Wiener
Resolution declaring March 9, 2016, to be Helen Kunz Day in the City and County of San Francisco.

Resolution No. 078-16

ADOPTED

160167 **[Committee of the Whole - Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area - Zone One (File No. 160150) - April 12, 2016]**
Sponsors: Mayor; Kim
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on April 12, 2016, at 3:00 p.m., to hold a public hearing to consider the proposed Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area (File No. 160150) to increase the maximum height limit from 300 feet to 400 feet on Block 1 of Zone One of the Transbay Redevelopment Project Area.

Motion No. M16-025

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Yee requested that File No. 160166 be severed so that it may be considered separately.

160166 **[Establishing City Policy Maximizing a Feasible Inclusionary Affordable Housing Requirement]**
Sponsor: Yee
Resolution establishing City policy to maximize the percentage of affordable Inclusionary Housing in market rate development through Board ordinance and to ensure fairness and feasibility.

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Yee, seconded by Supervisor Farrell, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by adding language to indicate the Board intends to adopt trailing legislation by April 19, 2016, which will include a grandfathering clause; a feasibility clause requiring the Controller and other City departments to conduct a periodic economic feasibility study, the first of which will be completed by May 31, 2016; allow for the middle income units to be 100% average median income and for the Board to set the maximum affordable unit pricing; and allow for the City to approve projects through Development Agreements that could include variations from the inclusionary housing requirements. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Resolution establishing City policy to maximize the economically viable percentage of affordable inclusionary housing in market rate development through Board ordinance and to ensure fairness and feasibility; and to define certain exceptions to future inclusionary housing policy changes.

Resolution No. 079-16

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Avalos requested that File No. 160183 be severed so that it may be considered separately.

160183 **[Urging the San Francisco Public Utilities Commission to Expand Public Access to the Peninsula Watershed Lands]**
Sponsors: Avalos; Wiener and Campos
Resolution urging the San Francisco Public Utilities Commission to provide enhanced public access to existing roads and trails in the Peninsula Watershed Lands consistent with the goals of protecting the water supply and the environmental quality of the area.

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Avalos requested this Resolution be REFERRED to the Land Use and Transportation Committee.

Supervisor Peskin requested that File No. 160186 be severed so that it may be considered separately.

160186 **[Authorizing Preparation of Proponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the June 7, 2016, Consolidated Presidential Primary Election]**
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 7, 2016, Consolidated General Election. (Clerk of the Board)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Tang, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Lines 17 through 18, by striking 'Mar, Wiener, Yee, Breed, Cohen, Avalos', and Line 25, by striking 'Peskin, Mar, Avalos, Campos'; on Page 2, Lines 6 through 7, by striking 'Supervisors Breed, Mar, Farrell, Peskin, Tang, Kim, Yee, Wiener, Campos, Cohen, Avalos', and Lines 11 through 12, by striking 'Breed, Campos'; on Page 3, Lines 20 through 22, by striking 'Initiative Ordinance amending the Planning Code to set forth a minimum inclusionary affordable housing fee requirement. (Supervisor Kim, Peskin, Campos, Avalos)'; and on Page 4, Lines 1 through 22, by striking all references to the opponent ballot argument authorizations for the Charter Amendment on the Park, Recreation and Open Space Fund, the General Obligation Bond, and the Inclusionary Housing Initiative Ordinance. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Yee, seconded by Supervisor Avalos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Avalos, seconded by Supervisor Yee, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 5, Line 24, through Page 6, Line 6, by striking 'Declaration of Policy submitted by the Mayor to the voters at the June 7, 2016, Election entitled "Declaration of Policy declaring it official policy of the City and County of San Francisco to invest in the future of transportation by prioritizing investment in Muni infrastructure and vehicles, including buses and light rail; road repaving and pothole repair; "Vision Zero" safety projects and other bicycle and pedestrian safety improvements; and investment in regional transportation infrastructure and vehicles that serve San Franciscans such as BART and Caltrain in the expenditure of revenues from future revenue ballot measures.' . The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Motion authorizing preparation of written Proponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 7, 2016, Consolidated General Election. (Clerk of the Board)

Supervisor Breed, seconded by Supervisor Farrell, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 17 through 18, by striking 'Supervisors Breed, Farrell, Mar.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Motion authorizing preparation of written Proponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 7, 2016, Consolidated Presidential Primary Election. (Clerk of the Board)

Motion No. M16-024

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Farrell, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Farrell, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160194 **[Balboa Theatre Day - March 6, 2016]**
Sponsor: Mar
Resolution commending the Balboa Theatre on the occasion of its 90th anniversary and declaring March 6, 2016, as Balboa Theatre Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to Balboa Theatre Day as referenced in File No. 160194. Larry Juicy Edmond; spoke in support of Balboa Theatre Day. The President declared public comment closed.

Resolution No. 080-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

141118 **[Building Code - Building Façade Inspection and Maintenance and Establishing Fee]**

Sponsors: Mayor; Farrell, Mar, Tang, Wiener, Breed and Yee

Ordinance amending the Building Code to require that 1) the façades of certain buildings having five or more stories be inspected periodically by a licensed architect or engineer; 2) inspection reports be submitted to the owner and the Department of Building Inspection according to an inspection and reporting schedule; 3) maintenance of the façades be conducted in accordance with an Administrative Bulletin that is based on a national standard; 4) establishing a fee to compensate the Department for review and related evaluation processing; 5) making findings, including environmental findings, and findings under the California Health and Safety Code; and 6) directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

10/28/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 11/27/2014.

11/10/14; REFERRED TO DEPARTMENT.

11/26/14; RESPONSE RECEIVED.

01/07/15; TRANSFERRED to Budget and Finance Committee.

03/01/16; REACTIVATED PURSUANT TO RULE 3.42, SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

151085 **[Various Codes - Code Enforcement Procedures]**
Sponsor: Wiener
Ordinance amending the Building, Housing, Electrical, Plumbing, Fire, Health, Planning, and Administrative Codes to clarify and standardize enforcement procedures for violations of Municipal Codes relating to buildings and property, to require departments to report on code enforcement activities, and to direct the City Administrator to coordinate the preparation of standard Citywide forms for code enforcement proceedings; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/19/2015.

10/27/15; REFERRED TO DEPARTMENT.

11/23/15; RESPONSE RECEIVED.

01/26/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

02/01/16; REFERRED TO DEPARTMENT.

02/05/16; RESPONSE RECEIVED.

02/08/16; RESPONSE RECEIVED.

03/01/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

151280 **[Planning Code - Permitting Accessory Massage Uses, with a Conditional Use Permit, in the North of Market Residential Special Use District]**
Sponsor: Kim
Ordinance amending the Planning Code to permit accessory massage uses, with a Conditional Use permit, in the North of Market Residential Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2016.

12/23/15; REFERRED TO DEPARTMENT.

01/28/16; RESPONSE RECEIVED.

03/01/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160195 **[Appropriation - Proceeds from Road Repaving and Street Safety General Obligation Bonds of $44,145,000 and Bond Interests of $2,317,851 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating $46,462,851 consisting of $44,145,000 of the 2016E Series Road Repaving and Street Safety (RRSS) 2011 General Obligation Bond Proceeds and $2,317,851 of accumulated bond interest earnings to the Department of Public Works and Municipal Transportation Agency for street resurfacing, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and traffic signal improvements to support transit priority in FY2015-2016 and placing these funds on Controller's Reserve pending the sale of the bonds and review of arbitrage costs.
(Fiscal Impact)

03/01/16; ASSIGNED to Budget and Finance Committee.

160196 **[Appropriation - Proceeds from General Obligation Bonds and Bond Proceed Interest Earnings - $29,673,553 - FY2015-2016]**

Sponsor: Mayor

Ordinance appropriating $29,673,553 consisting of $25,215,000 of the 2016 Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds, and $4,458,553 accumulated bond interest to Public Works in FY2015-2016 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster and placing these funds on Controller's Reserve pending the sale of the bonds and review of arbitrage costs.

(Fiscal Impact)

03/01/16; ASSIGNED to Budget and Finance Committee.

160197 **[Appropriation - Proceeds from Earthquake Safety and Emergency Response General Obligation Bonds - $111,060,000 - FY2015-2016]**

Sponsor: Mayor

Ordinance appropriating $111,060,000 of the 2016 Series Earthquake Safety and Emergency Response (ESER 2014) General Obligation Bond Proceeds to the Department of Public Works in FY2015-2016 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster.

(Fiscal Impact)

03/01/16; ASSIGNED to Budget and Finance Committee.

160198 **[Police Code - Storage of Firearms in Any Residence]**

Sponsor: Farrell

Ordinance amending the Police Code to prohibit any person from keeping a firearm within any residence unless the firearm is stored in a locked container or disabled with a trigger lock.

03/01/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 3/31/2016.

160199 **[Administrative Code - Prevailing Wages for Commercial Vehicle Loading and Unloading on Park Property]**

Sponsor: Wiener

Ordinance amending the Administrative Code to require that prevailing wages be paid for work loading or unloading materials, goods, or products for special events on City park property, and the driving of commercial vehicles for that purpose.

03/01/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/31/2016.

Resolutions

151109 **[Establishing the SoMa Pilipinas - Filipino Cultural Heritage District in San Francisco]**
Sponsors: Kim; Mar, Wiener, Avalos, Campos, Peskin, Cohen and Yee
Resolution establishing the SoMa Pilipinas - Filipino Cultural Heritage District in the City and County of San Francisco.

10/27/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

11/03/15; REFERRED TO DEPARTMENT.

11/17/15; RESPONSE RECEIVED.

03/01/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160200 **[Sale of General Obligation Bonds - Earthquake Safety and Emergency Response Bonds - Not to Exceed $25,215,000]**
Sponsor: Mayor
Resolution authorizing and directing the sale of not to exceed $25,215,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010), Series 2016C; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.
(Fiscal Impact)

03/01/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160201 **[Sale of General Obligation Bonds - Earthquake Safety and Emergency Response Bonds - Not to Exceed $111,060,000]**

Sponsor: Mayor

Resolution authorizing and directing the sale of not to exceed $111,060,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2014), Series 2016D; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.
(Fiscal Impact)

03/01/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160202 **[Sale of General Obligation Bonds - Road Repaving and Street Safety Bonds - Not to Exceed $44,145,000]**

Sponsor: Mayor

Resolution authorizing and directing the sale of not to exceed $44,145,000 aggregate principal amount of General Obligation Bonds (Road Repaving and Street Safety Bonds, 2011), Series 2016E; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.
(Fiscal Impact)

03/01/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160203 **[Fisherman's Wharf and Fisherman's Wharf Portside Community Benefit Districts - Annual Report to the City - FY2014-2015]**

Sponsor: Peskin

Resolution receiving and approving the annual report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the Districts' Management Agreements with the City, Section 3.4.

03/01/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160204 **[National Social Work Month - March 2016]**
Sponsors: Avalos; Campos
Resolution declaring March 2016 as National Social Work Month in the City and County of San Francisco and calling upon all citizens to join with the National Association of Social Work to celebrate and support the social work profession.

03/01/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160205 **[Opposing Golden Gate National Recreation Area's Proposed Rule Regulating Dog Walking]**
Sponsors: Tang; Wiener, Yee, Breed, Farrell, Campos, Avalos and Cohen
Resolution opposing Golden Gate National Recreation Area's proposed rule regulating on- and off-leash dog walking in urban parklands throughout San Francisco, Marin, and San Mateo Counties.

03/01/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

160206 **[Hearing - Nonprofit Displacement Mitigation Program]**
Sponsors: Kim; Campos and Avalos
Hearing on the initial findings and impact of the Nonprofit Displacement Mitigation Program, and requesting Mayor's Office of Housing and Community Development, Arts Commission, Office of Economic and Workforce Development, and the Northern California Loan Fund to report.

03/01/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

160145 **[Airport Lease and Use Agreement Modification - Early Termination - US Airways, Inc.]**
Resolution approving Modification No. 1 to the 2011 Lease and Use Agreement L10-0276, granting the early termination of the Lease between US Airways, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)
(Fiscal Impact)

02/16/16; RECEIVED FROM DEPARTMENT.

03/01/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160146 **[2011 Lease and Use Agreement - Qantas Airways, Limited - Estimated Rent of $749,411.49]**

Resolution approving the terms of 2011 Lease and Use Agreement No. L15-0275 between Qantas Airways, Limited, and the City and County of San Francisco, acting by and through its Airport Commission, with an estimated rent of $749,411.49 for Exclusive Use Space plus, Joint-Use Space Rental and Landing Fees, for the lease term to commence following Board approval through June 30, 2021. (Airport Commission)
(Fiscal Impact)

02/16/16; RECEIVED FROM DEPARTMENT.

03/01/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160147 **[Contract Agreement - State Department of Health Care Services - Substance Use Disorder Services - FYs 2014-2017 - $47,586,924]**

Resolution retroactively authorizing the San Francisco Department of Public Health, Behavioral Health Services to enter into an amended multi-year contract for substance use disorder services with the State Department of Health Care Services, in the amount of $47,586,924 for the term of July 1, 2014, through June 30, 2017; and authorizing and designating the Department of Public Health County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)
(Fiscal Impact)

02/22/16; RECEIVED FROM DEPARTMENT.

03/01/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160148 **[Agreement - Accept Vizient, Inc., Common Stock - Authorization to Accept Distribution of Shares]**

Resolution approving the acceptance of a distribution of Vizient, Inc. common stock, by and through the Department of Public Health, and authorizing the Director of Health to enter into an agreement with Vizient to accept the distribution of shares, including the 11th Amended Stockholders' Agreement and the Joinder to the Amended and Restated Stockholders' Agreement. (Public Health Department)

02/22/16; RECEIVED FROM DEPARTMENT.

03/01/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

(Approved on April 12, 2016.)

From: Supervisor Peskin
To: City Attorney
Requesting/Inquiring: Requesting the City Attorney to draft legislation amending the SF Planning Code to allow Accessory Dwelling Units to be added within existing residential buildings Citywide.

From: Supervisor Wiener
To: Director, Planning Department
Requesting/Inquiring: Supervisor Wiener inquires with the Planning Department, after years of community and neighborhood meetings and Commission and Board of Supervisor hearings, on July12, 2013 the Duboce Park Landmark District became San Francisco's newest Landmark District. In advocating for the formation of the District, the Planning Department committed to the installation of demarcating plaques similar to those installed in most other Landmark Districts throughout San Francisco. Nearly three years after the formation of the District, these plaques have yet to be installed. Please advise when the Planning Department - either directly or in coordination with another City Department - intends to install these important and promised plaques.

In Memoriams

(Approved on April 12, 2016.)

Ching Yin Wu - Supervisor Peskin

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:41 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 5, 2016.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 8, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
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PUBLIC LIBRARY

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee, Kim, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Yee	Wednesday 10:00 AM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 9:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 8, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisors Kim and Mar were not present. There was a quorum.

Supervisor Mar was noted present at 2:04 p.m.

Supervisor Kim was noted present at 2:05 p.m.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of February 2 2016. There were no corrections.

Supervisor Campos, seconded by Supervisor Avalos, moved to approve the Board Meeting Minutes of February 2, 2016. The motion carried by the following vote, following general public comment:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

AGENDA CHANGES

There were no agenda changes.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

There were no questions submitted from Supervisors representing the odd districts. Mayor Edwin Lee addressed the Board of Supervisors regarding the City's response to homelessness in San Francisco and what he has done to curb homelessness. Following public comment this matter was filed. No further action was taken.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

160060 **[Settlement of Lawsuit - Yuri Simonenko - $65,000]**
Ordinance authorizing settlement of the lawsuit filed by Yuri Simonenko against the City and County of San Francisco for $65,000; the lawsuit was filed on January 27, 2015, in San Francisco Superior Court, Case No. CGC-15-543836; entitled Yuri Simonenko v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

160061 **[Settlement of Lawsuit - Charles Mikich and Alexis Mikich - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Charles Mikich and Alexis Mikich against the City and County of San Francisco for $125,000; the lawsuit was filed on September 19, 2011, in the United States District Court for the Northern District of California, Case No. 11-CV-04629; entitled Charles Mikich and Alexis Mikich v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

160090 **[Settlement of Lawsuit - Lisette Adams, Granville McCollough, and Patrick Touhy - $1,300,000]**
Ordinance authorizing settlement of the lawsuit filed by Lisette Adams, Granville McCollough, and Patrick Touhy, acting for themselves and others similarly situated, against the City and County of San Francisco for $1,300,000; the lawsuit was filed on October 9, 2013, in United States District Court for the Northern District of California, Case No. 13-04689 YGR; entitled Lisette Adams and Granville McCollough vs. The City and County of San Francisco and The City and County of San Francisco Sheriff's Department. (City Attorney)

PASSED, ON FIRST READING

160092 **[Settlement of Unlitigated Claim - John Stack - $55,000]**
Resolution approving the settlement of the unlitigated claim filed by John Stack against the City and County of San Francisco for $55,000; claim was filed on October 20, 2015. (City Attorney)

Resolution No. 084-16

ADOPTED

160093 **[Settlement of Unlitigated Claim - Adam Holm - $89,005.53]**
Resolution approving the settlement of the unlitigated claim filed by Adam Holm against the City and County of San Francisco for $89,005.53; claim was filed on July 31, 2015. (City Attorney)

Resolution No. 085-16

ADOPTED

160094 **[Settlement of Unlitigated Claim - Square, Inc. - $65,557]**
Resolution approving the settlement of the unlitigated claim filed by Square, Inc., against the City and County of San Francisco for $65,557; claim was filed on March 2, 2015. (City Attorney)

Resolution No. 086-16

ADOPTED

160095 **[Settlement of Unlitigated Claim - Christopher Hickey - $115,746.43]**
Resolution approving the settlement of the unlitigated claim filed by Christopher Hickey against the City and County of San Francisco for $115,746.43; claim was filed on May 27, 2015. (City Attorney)

Resolution No. 087-16

ADOPTED

160096 **[Settlement of Unlitigated Claim - Officers for Justice - $121,684.40]**
Resolution approving the settlement of the unlitigated claim filed by Officers for Justice against the City and County of San Francisco for $121,684.40 in attorneys fees and costs; claim was filed on November 21, 2013. (City Attorney)

Resolution No. 088-16

ADOPTED

Recommendations of the Land Use and Transportation Committee

151004 **[Planning Code - Projecting Signs in the Fillmore Street Neighborhood Commercial Transit District]**
Sponsor: Breed
Ordinance amending the Planning Code to allow projecting business signs in the Fillmore Street Neighborhood Commercial Transit District of up to 125 square feet in size, and up to 60 feet in height, with maximum height dependent on the features of the building to which the sign is attached, provided that only one sign per building is permitted; the sign is for the primary occupant of the building; the sign employs a remote transformer and is as narrow as is structurally feasible; any illumination is indirect and is used only during business hours; the sign does not obscure architectural features of the building; the sign does not damage the building to which it is attached; and the sign's lettering is arranged vertically; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings under Planning Code, Section 302, that this amendment will serve the public necessity, convenience, and welfare.

Ordinance No. 030-16

FINALLY PASSED

160026 **[Planning Code, Zoning Map - Rezoning Noe Valley Town Square]**
Sponsor: Wiener
Ordinance amending the Planning Code, Zoning Map, to rezone Noe Valley Town Square, 3861-24th Street, Assessor's Block No. 6509, Lot No. 040, from its current designation as 24th Street - Noe Valley Neighborhood Commercial District and 40-X to Public (P) and Open Space (OS); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Ordinance No. 032-16

FINALLY PASSED

Recommendations of the Rules Committee

160139 **[Appointment, Bicycle Advisory Committee - Melyssa Mendoza]**
Motion appointing Melyssa Mendoza to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

Motion No. M16-026

APPROVED

160140 **[Appointments, Park, Recreation and Open Space Advisory Committee - Kenneth Maley and Jane Weil]**
Motion appointing Kenneth Maley, term ending February 1, 2018, and Jane Weil, term ending February 1, 2017, to the Park, Recreation, and Open Space Advisory Committee. (Rules Committee)

Motion No. M16-027

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the Consent Agenda

Supervisor Wiener requested that File No. 151179 be severed so that it may be considered separately.

Recommendation of the Land Use and Transportation Committee

151179 **[Health Code - Banning the Sale of Tobacco Products to Persons Aged 18, 19, or 20]**

Sponsors: Wiener; Mar, Cohen and Farrell

Ordinance amending the Health Code to prohibit tobacco retailers from selling tobacco products, including smokeless tobacco and electronic cigarettes, to persons aged 18, 19, or 20.

Ordinance No. 031-16

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

160115 **[Planning, Building Codes - Conditional Use Required to Remove Any Residential Unit; Mandatory Legalization of Unauthorized Units]**

Sponsor: Avalos

Ordinance amending the Planning Code to require Conditional Use authorization for the removal of any residential unit (whether authorized or unauthorized) and to exempt from the Conditional Use application requirement unauthorized units where there is no legal path for legalization, residential units that have received prior Planning approval, and single-family homes that are demonstrably unaffordable or unsound; amending the Building Code to require that notices of violation order the filing of an application to legalize an unauthorized unit unless infeasible under the Building Code, the Planning Commission approves its removal, or a serious and imminent hazard exists on the property; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, Planning Code, Section 302, and the eight priority policies of Planning Code, Section 101.1. (Economic Impact)

Ordinance No. 033-16

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener

Noes: 1 - Yee

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

160046 **[Contract Agreement - Golden Gate Petroleum - Providing Citywide Renewable Diesel - Not to Exceed $60,000,000]**

Resolution authorizing the Office of Contract Administration to enter into a multi-year contract, pursuant to Charter, Section 9.118(b), with Golden Gate Petroleum, to supply City departments with renewable diesel for the term of April 1, 2016, through March 31, 2019, in an amount not to exceed $60,000,000. (Office of Contract Administration)
(Fiscal Impact.)

Resolution No. 082-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160107 **[Accept and Expend Grant - Mott Foundation - Kindergarten to College - Outreach and Family Engagement - $315,000]**

Sponsors: Tang; Mar

Resolution retroactively authorizing the Department of the Treasurer and Tax Collector to accept and expend a grant in the amount of $315,000 from the Mott Foundation for expanding outreach and family engagement for Kindergarten to College, for the period of September 1, 2015, through August 31, 2017.

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 089-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160134 **[Agreement - TEGSCO, LLC, dba San Francisco AutoReturn - Towing and Storage of Abandoned and Illegally-Parked Vehicles - Not to Exceed $65,400,000]**

Resolution approving the Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for services related to the towing, storage, and disposal of abandoned and illegally-parked vehicles in an amount not to exceed $65,400,000 and for a five year term of April 1, 2016, through March 31, 2021, with the option to extend for up to five additional years; and approving a License between the San Francisco Municipal Transportation Agency and AutoReturn for a portion of the premises at 2650 Bayshore Boulevard in Daly City for use as the long-term vehicle storage and auction facility for a term of five years, with the option to extend for five additional years. (Municipal Transportation Agency)
(Fiscal Impact)

Privilege of the floor was granted unanimously to Steve Lee (Municipal Transportation Agency) who responded to questions raised throughout the discussion.

Supervisor Avalos, seconded by Supervisor Kim, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of March 15, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160158 **[Accept and Expend Grant - San Francisco Safe Routes to School Program 2017-2019 Non-Infrastructure Project - $2,797,000]**

Sponsors: Wiener; Mar

Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $2,797,000 in Active Transportation Program Funds through Metropolitan Transportation Commission's Safe Routes to School Grant Program for the period of September 1, 2017, through August 31, 2019, waiving indirect costs, stating assurance to complete the project, and to delegate authorization to execute these agreements and any amendments thereto to the Director of Health.

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 090-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

151241 **[Administrative Code - Cash Revolving Fund for Office of the Clerk of the Board]**

Ordinance amending the Administrative Code to create a cash revolving fund allowing the Office of the Clerk of the Board to keep up to $100 in petty cash in the office; and making nonsubstantive changes to other sections of the Administrative Code that establish cash revolving funds for City departments. (Clerk of the Board)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160074 **[Top of Broadway Community Benefit District - Annual Report to the City - FY2014-2015]**

Sponsor: Peskin

Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 083-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendation of the Land Use and Transportation Committee

151084 **[Planning Code - Upper Market Street Neighborhood Commercial Transit District; Second Floor Bars]**

Sponsor: Wiener

Ordinance amending the Planning Code to allow an existing bar on the ground floor in the Upper Market Street Neighborhood Commercial Transit District to expand to the second floor under specified circumstances with a Conditional Use authorization; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Public Safety and Neighborhood Services Committee

150902 **[Administrative Code - Considering Criminal History in Appointments to Boards and Commissions]**

Sponsor: Kim

Ordinance amending the Administrative Code to delete the requirement that applicants for membership on boards and commissions disclose all felony convictions; to limit the City from using criminal history information in making decisions about appointment and removal of members of certain boards, commissions, and other bodies; and to require the City to follow certain restrictions when inquiring about or using conviction history information to make decisions about appointment or removal.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

151166 **[Mental Health Services Act Annual Report - FY2015-2016]**

Resolution authorizing adoption of the Mental Health Services Act Annual Report FY2015-2016. (Public Health Department)

Resolution No. 081-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Rules Committee

151277 **[Administrative Code - Definition of Final Compensation for Retirement Benefits] Sponsor: Cohen**

Ordinance amending the Administrative Code to update the definition of final compensation for purposes of retirement benefits under the San Francisco Employees' Retirement System, and to include in that definition compensation earnable under the Judges' Retirement System and Judges' Retirement System II.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin

160112 **[Appointments, Veterans Affairs Commission - William Barnickel, Kimberly Flaherty, and Michael Maffei]**

Motion appointing William Barnickel, Kimberly Flaherty, and Michael Maffei, terms ending January 31, 2020, to the Veterans Affairs Commission. (Rules Committee)

Motion No. M16-028

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160141 **[Appointment, Reentry Council - Angela Coleman]**

Motion appointing Angela Coleman, term ending June 1, 2016, to the Reentry Council. (Rules Committee)

Motion No. M16-029

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Tang, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Tang introduced, welcomed, and presented a Certificate of Honor to Richard Lee in recognition of his retirement from the City and County of San Francisco and his many accomplishments during his tenure with the Department of Public Health.

Supervisor Mar introduced, welcomed, and presented Certificates of Honor to the winners of the Great Race for Clean Air Awards: Cathy DeLuca (on behalf of Walk SF), Erin Davidson (on behalf of Peanut Labs & Research Now), Michael Orr (on behalf of HDR, Inc.), Suzanne Soffer (on behalf of Jewish Community Center of San Francisco), Ted Troung (on behalf of Taulia), and Brenda Chu (on behalf of Nektar Therapeutics), in recognition of their accomplishments reducing the amount of air pollution and carbon dioxide in the region by changing their employees' commuting habits.

COMMITTEE REPORTS

Recommendation of the Land Use and Transportation Committee

160105 **[Resolution of Intent - Street Vacation - Part of Chinese Hospital Improvements - James Alley]**
Sponsors: Peskin; Mar
Resolution declaring the intention of the Board of Supervisors to order the vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

Resolution No. 071-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; shared various concerns with the Board.
Walter Paulson; acknowledged the passing of Nancy Reagan and shared in song certain concerns with the Board.
Magick; recognized International Women's Day and encouraged maintaining a sustainable city.
Nancy Cross; shared her concerns regarding homelessness in San Francisco.
Francisco Da Costa; shared his concerns regarding the federal investigation into the Police Department's use of excessive force.
Sonja Trauss; shared her concerns regarding grandfathering of projects that won't have to adhere to the inclusionary affordable housing requirements.
Mike Ege; shared his concerns regarding implementation of the inclusionary affordable housing requirements.
Jon Schwark; shared his concerns regarding cross laminated timber being used in construction.
Tom Gilberty; acknowledged the passing of Nancy Reagan and International Women's Day, and shared concerns regarding the lack of affordable housing.

President Breed recognized former Chief Probation Officer William Sifferman who was in attendance at today's meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160193 **[Final Map 7780 - 1010-16 Street and 1400-7 Street]**
Motion approving Final Map 7780, a merger and subdivision of Assessor's Block No. 3833 into a ten-lot airspace subdivision: Lot No. 1 being 388 residential condominium units, and Lot Nos. 2 through 10 being 32 commercial condominium units, and Assessor's Block No. 3834 into a two lot airspace subdivision: Lot No. 11 being 65 residential condominium units, and Lot No. 12 being six commercial condominium units, a mixed-use Condominium Project, located at 1010-16 Street and 1400-7 Street, and also approving the Public Improvement Agreement related to this map; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M16-030

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Avalos requested that File No. 160204 be severed so that it may be considered separately.

160204 **[National Social Work Month - March 2016]**
Sponsors: Avalos; Campos
Resolution declaring March 2016 as National Social Work Month in the City and County of San Francisco and calling upon all citizens to join with the National Association of Social Work to celebrate and support the social work profession.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 091-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Tang requested that File No. 160205 be severed so that it may be considered separately.

160205 **[Opposing Golden Gate National Recreation Area's Proposed Rule Regulating Dog Walking]**
Sponsors: Tang; Wiener, Yee, Breed, Farrell, Campos, Avalos and Cohen
Resolution opposing Golden Gate National Recreation Area's proposed rule regulating on- and off-leash dog walking in urban parklands throughout San Francisco, Marin, and San Mateo Counties.

Supervisor Tang, seconded by Supervisor Avalos, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of March 15, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Peskin, seconded by Supervisor Tang, moved ADOPTION of the commendatory finding for File No. 160219. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Peskin, seconded by Supervisor Tang, moved ADOPTION of the Brown Act finding for File No. 160219. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160219 **[Russell J. Gumina Day - March 12, 2016]**
Sponsor: Peskin
Resolution declaring March 12, 2016, as Russell J. Gumina Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to Russell J. Gumina Day as referenced in File No. 160219. There were no speakers. The President declared public comment closed.

Resolution No. 092-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Avalos, moved ADOPTION of the commendatory finding for File No. 160220. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Avalos, moved ADOPTION of the Brown Act finding for File No. 160220. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160220 **[Tyrus Wong Day - March 9, 2016]**
Sponsor: Mar
Resolution declaring March 9, 2016, as Tyrus Wong Day in the City and County of San Francisco, and recognizing the ongoing legacy of a Disney legend and pioneering Asian American artist.

The President inquired as to whether any member of the public wished to address the Board relating to Tyrus Wong Day as referenced in File No. 160220. There were no speakers. The President declared public comment closed.

Resolution No. 093-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

160221 **[Appropriation - Community Impact Improvement Fees - Eastern Neighborhoods Infrastructure Improvement Projects - $739,671 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating $739,671 of Community Improvement Impact Fees revenue to the Recreation and Park Department to support the Eastern Neighborhoods Infrastructure Improvement Projects in FY2015-2016.
(Fiscal Impact)

03/08/16; ASSIGNED to Budget and Finance Committee.

160222 **[Administrative Code - Prohibition on Leasing for the Extraction of Fossil Fuels]**
Sponsors: Avalos; Breed, Campos, Cohen, Kim, Mar, Peskin, Wiener and Yee
Ordinance amending the Administrative Code to prohibit the City from entering into or extending leases for the extraction of fossil fuel from City-owned land.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

03/08/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/7/2016.

160223 **[Declaring Existence of a Shelter Crisis]**
Sponsors: Campos; Kim, Avalos, Mar, Yee, Breed, Peskin and Cohen
Ordinance making findings and declaring the existence of a shelter crisis in San Francisco under California Government Code, Sections 8698, et seq.

03/08/16; ASSIGNED to Land Use and Transportation Committee.

160224 **[Appropriation - General Fund Reserve for Supporting Portable Restroom Facilities - $214,260 - FY2015-2016]**
Sponsors: Kim; Breed
Ordinance appropriating $214,260 from the General Fund Reserve to Public Works Operating Budget in order to support and maintain portable restroom facilities in FY2015-2016.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

03/08/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/7/2016.

160225 **[Administrative Code - Best Value Public Works Procurement]**
Sponsors: Wiener; Tang and Breed
Ordinance amending the Administrative Code to allow departments authorized to perform public work to procure public work contracts through a best value process that selects contractors using a combination of price and qualifications, with bid discounts applicable to price; and to require completion of public works contractor performance evaluations, and to require the creation and maintenance of a database to collect the contractor performance evaluations.

03/08/16; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 4/7/2016.

Resolutions

160226 **[Supporting California Assembly Bill 1825 (Gordon and Maienschein) - Removing the "Vicious" Label from Dogs Seized from Convicted Dog Fighters]**
Sponsors: Breed; Campos
Resolution supporting Assembly Bill 1825, introduced by Assembly Members Gordon and Maienschein, removing the outdated provision in California law that unfairly condemns puppies and dogs seized in connection with convicted animal fighting cases as "vicious."

03/08/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160227 **[1916 Easter Rising Centenary Day - April 24, 2016]**
Sponsor: Farrell
Resolution declaring April 24, 2016, as 1916 Easter Rising Centenary Day in the City and County of San Francisco.

03/08/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160228 **[Calling for a California State of Emergency Declaration on Homelessness]**
Sponsors: Kim; Cohen, Campos, Yee, Peskin, Mar and Avalos
Resolution urging Governor Jerry Brown to declare a State of Emergency on Homelessness to help coordinate region- and state-wide responses to this growing crisis, and provide supplementary state assistance to cities and counties to provide needed supportive services.
03/08/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160229 **[Urging the California Department of Alcohol Beverage Control to Deny Formula Retail Food and Drink Establishments That Do Not Traditionally Sell Alcohol]**
Sponsors: Mar; Kim
Resolution urging the California Department of Alcoholic Beverage Control to deny alcohol license applications of non-traditional alcohol retail businesses in the City and County of San Francisco.
03/08/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160230 **[Recognizing Problem Gambling Awareness Month - March]**
Sponsors: Yee; Mar
Resolution recognizing March as Problem Gambling Awareness Month in the City and County of San Francisco.
03/08/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

160231 **[Hearing - Budget Updates - Committee on Information Technology and Capital Planning Committee - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Committee on Information Technology and the Capital Planning Committee for FYs 2016-2017 and 2017-2018.
03/08/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160232 **[Hearing - Budget Update - Port of San Francisco - FYs 2016-2017 and 2017-2018]**
Sponsor: Farrell
Hearing to receive a budget update from the Port of San Francisco for FYs 2016-2017 and 2017-2018.
03/08/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160233 **[Hearing - Economic Impacts of Super Bowl 50]**
Sponsor: Farrell
Hearing on the economic impacts of Super Bowl 50; and requesting the Controller's Office to report.
03/08/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160234 **[Hearing - Client-Centered Database for Department of Homeless Services]**
Sponsor: Kim
Hearing on the viability of a unified, citywide database to track expenditures and efficacy of City programs related to homelessness, the status of existing/current customer relationship managements system(s), and an estimate of possible costs; and requesting the Department of Technology, City Administrator, Housing Opportunity, Partnerships and Engagement, the Department of Public Health, the Human Services Agency and their respective IT representatives, and the Controller's Office to report.

03/08/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160235 **[Hearing - Office of Early Care and Education Citywide Plan]**
Sponsor: Yee
Hearing on the Office of Early Care and Education's Citywide plan, including financing recommendations; and requesting the Office of Early Care and Education to report.

03/08/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

160187 **[Settlement of Lawsuit - David Zeller - $900,000]**
Ordinance authorizing settlement of the lawsuit filed by David Zeller against the City and County of San Francisco for $900,000; the lawsuit was filed on March 14, 2013, in San Francisco Superior Court, Case No. CGC-13-529554; entitled David Zeller v. San Francisco General Hospital, et al.; the lawsuit involves alleged medical malpractice. (City Attorney)

02/24/16; RECEIVED FROM DEPARTMENT.

03/08/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160188 **[General Plan Amendment - Downtown Area Plan Map 5 - Portions of Transbay Redevelopment Plan Blocks 1 and 2]**
Ordinance amending the General Plan by revising Map 5 of the Downtown Area Plan to include a note stating that the proposed Height and Bulk Districts on Block 1 (Assessor's Parcel Block No. 3740, Lot Nos. 027, 029, 030, 031, and 032), on Folsom Street between Main and Spear Streets, and a portion of Block 2 (Assessor's Parcel Block No. 3739, Lot No. 004), on Folsom and Main Streets, of the Transbay Redevelopment Project Area shall be consistent with those provided in the Transbay Redevelopment Plan Development Controls; and making findings, including findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

02/29/16; RECEIVED FROM DEPARTMENT.

03/08/16; ASSIGNED to Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

160189 **[Authorize the Director of Public Works to Execute Agreements - Third Street Bridge Rehabilitation Project - $18,369,975]**

Resolution authorizing the Director of Public Works to execute agreements with the California Department of Transportation pertaining to the Third Street Bridge Rehabilitation Project for the amount of $18,369,975. (Public Works)
(Fiscal Impact)

02/23/16; RECEIVED FROM DEPARTMENT.

03/08/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160190 **[Contracts - Various Vendors - Technology Marketplace Tier 1B - Not to Exceed $48,000,000 Total]**

Resolution authorizing the Office of Contract Administration to enter into four Technology Marketplace Tier 1B contracts between the City and County of San Francisco and Cornerstone Technology Partners II JV, Softnet Solutions, United Layer, and Learn IT!, with initial amounts not to exceed $12,000,000 each for a total amount of $48,000,000 for the terms to commence following Board approval through March 15, 2019, with two options to extend the contracts for up to one year each at the sole and absolute discretion of the City. (Office of Contract Administration) (Fiscal Impact)

02/25/16; RECEIVED FROM DEPARTMENT.

03/08/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160191 **[Settlement of Unlitigated Claim - Robert Monte - $145,000]**

Resolution approving the settlement of the unlitigated claim filed by Robert Monte against the City and County of San Francisco for $145,000; claim was filed on June 12, 2015; the claim involves an alleged injury on a City sidewalk. (City Attorney)

02/24/16; RECEIVED FROM DEPARTMENT.

03/08/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160192 **[Settlement of Unlitigated Claim - Diane Alcala - $225,000]**

Resolution approving the settlement of the unlitigated claim filed by Diana Alcala against the City and County of San Francisco for $225,000; claim was filed on February 4, 2010; the claim involves an employment dispute. (City Attorney)

02/24/16; RECEIVED FROM DEPARTMENT.

03/08/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Requests Granted

(From the March 1, 2016, Board of Supervisors meeting.)

From: Supervisor Peskin
To: City Attorney
Requesting/Inquiring: Requesting the City Attorney to draft legislation amending the SF Planning Code to allow Accessory Dwelling Units to be added within existing residential buildings Citywide.

From: Supervisor Wiener
To: Director, Planning Department
Requesting/Inquiring: Supervisor Wiener inquires with the Planning Department, after years of community and neighborhood meetings and Commission and Board of Supervisor hearings, on July12, 2013 the Duboce Park Landmark District became San Francisco's newest Landmark District. In advocating for the formation of the District, the Planning Department committed to the installation of demarcating plaques similar to those installed in most other Landmark Districts throughout San Francisco. Nearly three years after the formation of the District, these plaques have yet to be installed. Please advise when the Planning Department - either directly or in coordination with another City Department - intends to install these important and promised plaques.

In Memoriams

Chris Carpenter - Board President Breed
Ann Hunt - Supervisor Peskin

(From the February 23, 2016, Board of Supervisors meeting.)
Major Keith R. Altenhofen - Supervisor Farrell
James Noel - Board President Breed
Jose LaCrosby - Board President Breed
Mary Brown - Supervisor Tang
Aaron Wimmer - Supervisor Wiener

(From the March 1, 2016, Board of Supervisors meeting.)
Ching Yin Wu - Supervisor Peskin

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:20 p.m.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 15, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

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LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee, Kim, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Yee	Wednesday 10:00 AM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 9:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 15, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President London Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors Kim and Tang were noted not present. There was a quorum.

Supervisor Tang was noted present at 2:03 p.m.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor communicating the Mayor's Veto of legislation contained in File No. 151257, which would increase the Transportation Sustainability Fee for certain non-residential projects. Clerk Calvillo further communicated that she was already in receipt of a request from Supervisor Avalos to agendize this matter at the Regular Meeting of March 22, 2016.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of February 9, 2016. There were no corrections.

Supervisor Peskin, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of February 9, 2016. The motion carried by the following vote, following general public comment:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Peskin, Tang, Wiener, Yee
Absent: 1 - Kim

AGENDA CHANGES

There were no agenda changes.

Recommendations of the Government Audit and Oversight Committee

CONSENT AGENDA

151241 **[Administrative Code - Cash Revolving Fund for Office of the Clerk of the Board]**
Ordinance amending the Administrative Code to create a cash revolving fund allowing the Office of the Clerk of the Board to keep up to $100 in petty cash in the office; and making nonsubstantive changes to other sections of the Administrative Code that establish cash revolving funds for City departments. (Clerk of the Board)

Ordinance No. 036-16

FINALLY PASSED

160060 **[Settlement of Lawsuit - Yuri Simonenko - $65,000]**
Ordinance authorizing settlement of the lawsuit filed by Yuri Simonenko against the City and County of San Francisco for $65,000; the lawsuit was filed on January 27, 2015, in San Francisco Superior Court, Case No. CGC-15-543836; entitled Yuri Simonenko v. City and County of San Francisco. (City Attorney)

Ordinance No. 038-16

FINALLY PASSED

160061 **[Settlement of Lawsuit - Charles Mikich and Alexis Mikich - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Charles Mikich and Alexis Mikich against the City and County of San Francisco for $125,000; the lawsuit was filed on September 19, 2011, in the United States District Court for the Northern District of California, Case No. 11-CV-04629; entitled Charles Mikich and Alexis Mikich v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 039-16

FINALLY PASSED

160090 **[Settlement of Lawsuit - Lisette Adams, Granville McCollough, and Patrick Touhy - $1,300,000]**
Ordinance authorizing settlement of the lawsuit filed by Lisette Adams, Granville McCollough, and Patrick Touhy, acting for themselves and others similarly situated, against the City and County of San Francisco for $1,300,000; the lawsuit was filed on October 9, 2013, in United States District Court for the Northern District of California, Case No. 13-04689 YGR; entitled Lisette Adams and Granville McCollough vs. The City and County of San Francisco and The City and County of San Francisco Sheriff's Department. (City Attorney)

Ordinance No. 040-16

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

151084 **[Planning Code - Upper Market Street Neighborhood Commercial Transit District; Second Floor Bars]**
Sponsor: Wiener
Ordinance amending the Planning Code to allow an existing bar on the ground floor in the Upper Market Street Neighborhood Commercial Transit District to expand to the second floor under specified circumstances with a Conditional Use authorization; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 035-16

FINALLY PASSED

160106 **[Commemorative Street Plaque - Herbert Kosovitz - Washington Square Park]**
Sponsor: Peskin
Resolution authorizing the placement of a street plaque commemorating Herbert Kosovitz at the sidewalk of Washington Square Park, located at Union Street, in accordance with Public Works Code, Sections 789, et seq., the Commemorative Street Plaque Ordinance; and accepting the named plaque as a gift to the City and County of San Francisco from the Friends of Washington Square Park.

Resolution No. 097-16

ADOPTED

Recommendation of the Public Safety and Neighborhood Services Committee

150902 **[Administrative Code - Considering Criminal History in Appointments to Boards and Commissions]**
Sponsor: Kim
Ordinance amending the Administrative Code to delete the requirement that applicants for membership on boards and commissions disclose all felony convictions; to limit the City from using criminal history information in making decisions about appointment and removal of members of certain boards, commissions, and other bodies; and to require the City to follow certain restrictions when inquiring about or using conviction history information to make decisions about appointment or removal.

Ordinance No. 034-16

FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Peskin, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Peskin, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

160134 **[Agreement - TEGSCO, LLC, dba San Francisco AutoReturn - Towing and Storage of Abandoned and Illegally-Parked Vehicles - Not to Exceed $65,400,000]**
Resolution approving the Agreement with TEGSCO, LLC, dba San Francisco AutoReturn, for services related to the towing, storage, and disposal of abandoned and illegally-parked vehicles in an amount not to exceed $65,400,000 and for a five year term of April 1, 2016, through March 31, 2021, with the option to extend for up to five additional years; and approving a License between the San Francisco Municipal Transportation Agency and AutoReturn for a portion of the premises at 2650 Bayshore Boulevard in Daly City for use as the long-term vehicle storage and auction facility for a term of five years, with the option to extend for five additional years. (Municipal Transportation Agency)
(Fiscal Impact)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) and Steve Lee (Municipal Transportation Agency) who responded to questions raised throughout the discussion.

Resolution No. 099-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendation of the Rules Committee

151277 **[Administrative Code - Definition of Final Compensation for Retirement Benefits]**
Sponsor: Cohen
Ordinance amending the Administrative Code to update the definition of final compensation for purposes of retirement benefits under the San Francisco Employees' Retirement System, and to include in that definition compensation earnable under the Judges' Retirement System and Judges' Retirement System II.

FINALLY PASSED by the following vote:
Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Peskin, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Ordinance No. 037-16

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Peskin

NEW BUSINESS

Supervisor Kim was noted present at 2:08 p.m.

Recommendation of the Budget and Finance Committee

160120 **[Amended Ten-Year Capital Expenditure Plan-FYs 2016-2025 - Certificates of Participation - Animal Care and Control Shelter]**
Sponsors: Tang; Wiener, Mar, Cohen, Farrell, Avalos, Yee, Campos, Kim and Breed
Resolution amending the City's ten-year capital expenditure plan for FYs 2016-2025 to provide for the financing of an Animal Care and Control Shelter with the execution and delivery of Certificates of Participation or other forms of indebtedness, in accordance with the Capital Plan's General Fund Debt Program.

Resolution No. 098-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Referred Without Recommendation from the Budget and Finance Sub-Committee

160091 **[Industrial Lease Agreement - Tanforan Industrial Park, LLC - Bus Operator Training Courses - $2,480,304 Initial Annual Base Rent]**

Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute an Industrial Lease Agreement with Tanforan Industrial Park, LLC, for approximately 7.3 acres of space located at 30 Tanforan Avenue, South San Francisco, to be used for SFMTA bus operator training courses for a nine year and five month term estimated to be from October 1, 2016, through February 28, 2026, with an initial annual base rent of $2,480,304 and annual 2% rent increases; the Lease includes a purchase option, right of first refusal, and an extension option. (Municipal Transportation Agency)
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Farrell, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 5, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

160043 **[No Competitive Solicitation Process - Selection of Preferred Contractor - Regents of the University of California - Modern Electronic Health Record System]**

Ordinance providing that the competitive solicitation process requirement in Administrative Code, Section 21.1, shall not apply to the Department of Public Health's (DPH) contract for a modern, secure, and fully integrated electronic health record (EHR) system for the San Francisco Health Network to replace DPH's current system; ratifying the selection of the Regents of the University of California (UC), by and through the University of California San Francisco, as the preferred contractor. (Public Health Department)
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Farrell, Mar, Peskin, Tang, Wiener, Yee
Noes: 2 - Cohen, Kim

160156 **[California Statewide Communities Development Authority Issuance of Tax-Exempt Bonds - California College of the Arts or an Affiliate - Not to Exceed $16,000,000] Sponsor: Cohen**

Resolution approving in accordance with Internal Revenue Code, Section 147(f), the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $16,000,000 to finance and refinance various capital facilities to be owned and/or operated by California College of the Arts or an affiliate.

Resolution No. 100-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

President Breed requested File Nos. 160157 and 160159 be called together.

160157 **[Accept and Expend Grant - United States Department of Justice's Office of Violence Against Women - Domestic Violence High Lethality Risk Team - $750,000]**
Sponsor: Cohen

Resolution retroactively authorizing the Department on the Status of Women to accept and expend a grant in the amount of $750,000 from the United States Department of Justice's Office of Violence Against Women for the Multidisciplinary Domestic Violence High Lethality Risk Team Pilot Project, for a grant period of October 1, 2015, through September 30, 2018.

Resolution No. 101-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160159 **[Accept and Expend Grant - Alameda County Waste Management Authority ("StopWaste") - High-Efficiency Toilet and Urinal Incentive Programs - $535,000]**
Sponsor: Wiener

Resolution authorizing the San Francisco Public Utilities Commission (SFPUC) General Manager to accept an award of up to $535,000 through the SFPUC's Memorandum of Understanding with the Alameda County Waste Management Authority ("StopWaste") for implementation of a regional water conservation program funded in part by grant funds from the California Department of Water Resources.
(Fiscal Impact)

Resolution No. 102-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Yee, seconded by Supervisor Avalos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

Supervisor Yee introduced, welcomed, and presented a Certificate of Honor to Blair Randall and Maggie Marks, on behalf of Garden for the Environment, in recognition of Garden for the Environment's 25th Anniversary and their continued community support and accomplishments teaching thousands of San Franciscans to grow their own food. Supervisor Avalos shared in this commendation.

COMMITTEE REPORT

Recommendation of the Rules Committee

160212 **[Appointments, Assessment Appeals Board No. 3 - Kristine Nelson and Estrella Bryant]**

Motion appointing Kristine Nelson and Estrella Bryant, terms ending September 3, 2018, to the Assessment Appeals Board No. 3. (Rules Committee)

Motion No. M16-031

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Andrew Yip; shared various experiences with the Board.
Sally Stephens (SFDog); expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking, and File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters.
Samir Ghosh; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.
Martha Walters (Crissy Field Dog Group); expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.
Female Speaker; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.
Nancy Stafford; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking, and File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters.
Silvia Johnson; shared various experiences with the Board.
Chris Nolan; expressed support of File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters.
Red Hawk; expressed his concerns relating to dogs and leash laws.
Male Speaker; shared various religious concerns.
Neil Dasai; expressed opposition to File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.
Brandy Kuentzel; expressed support of File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking, and File No. 160226, regarding support of Assembly Bill 1825 to remove the "Vicious" label from dogs seized from convicted dog fighters.
Daniel Patler; shared his concerns regarding affordable housing and displaced homeless.
Williams Shephard; expressed opposition to File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.
Francisco Da Costa; expressed concerns regarding the treatment of homeless in San Francisco.
Gary Ferguss; expressed opposition to File No. 160205, regarding Golden Gate National Recreation Area's proposed rule regulating dog walking.
Ace Washington; shared in song various concerns with the Board.
Tom Gilberty; shared concerns regarding Mayor Lee and recent City projects and programs that he has implemented and supported.
Female Speaker; expressed opposition to File No. 160228, regarding calling for a California State of Emergency Declaration on homelessness.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

160205 **[Opposing Golden Gate National Recreation Area's Proposed Rule Regulating Dog Walking]**

Sponsors: Tang; Wiener, Yee, Breed, Farrell, Campos, Avalos and Cohen

Resolution opposing Golden Gate National Recreation Area's proposed rule regulating on- and off-leash dog walking in urban parklands throughout San Francisco, Marin, and San Mateo Counties.

Resolution No. 103-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener, Yee
Noes: 1 - Mar

160226 **[Supporting California Assembly Bill 1825 (Gordon and Maienschein) - Removing the "Vicious" Label from Dogs Seized from Convicted Dog Fighters]**
Sponsors: Breed; Campos
Resolution supporting Assembly Bill 1825, introduced by Assembly Members Gordon and Maienschein, removing the outdated provision in California law that unfairly condemns puppies and dogs seized in connection with convicted animal fighting cases as "vicious."

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 104-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160227 **[1916 Easter Rising Centenary Day - April 24, 2016]**
Sponsor: Farrell
Resolution declaring April 24, 2016, as 1916 Easter Rising Centenary Day in the City and County of San Francisco.

Resolution No. 105-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160228 **[Calling for a California State of Emergency Declaration on Homelessness]**
Sponsors: Kim; Cohen, Campos, Yee, Peskin, Mar and Avalos
Resolution urging Governor Jerry Brown to declare a State of Emergency on Homelessness to help coordinate region- and state-wide responses to this growing crisis, and provide supplementary state assistance to cities and counties to provide needed supportive services.

Supervisor Kim, seconded by Supervisor Peskin, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of March 22, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160229 **[Urging the California Department of Alcohol Beverage Control to Deny Formula Retail Food and Drink Establishments That Do Not Traditionally Sell Alcohol]**
Sponsors: Mar; Kim
Resolution urging the California Department of Alcoholic Beverage Control to deny alcohol license applications of non-traditional alcohol retail businesses in the City and County of San Francisco.

Supervisor Mar, seconded by Supervisor Peskin, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of March 22, 2016. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

160230 **[Recognizing Problem Gambling Awareness Month - March]**
Sponsors: Yee; Mar
Resolution recognizing March as Problem Gambling Awareness Month in the City and County of San Francisco.

Resolution No. 106-16

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

160065 **[Police Code - Paid Parental Leave for Bonding with New Child]**
Sponsors: Wiener; Yee
Ordinance amending the Police Code to require employers to provide supplemental compensation to employees who are receiving State Paid Family Leave for purposes of bonding with a new child. (Economic Impact)

01/26/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 2/25/2016.

02/01/16; REFERRED TO DEPARTMENT.

02/09/16; TRANSFERRED to Budget and Finance Committee.

02/12/16; REFERRED TO DEPARTMENT.

02/18/16; RECEIVED FROM DEPARTMENT.

03/02/16; REFERRED TO DEPARTMENT.

03/15/16; TRANSFERRED to Budget and Finance Sub-Committee.

03/15/16; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

160104 **[Police Code - Entertainment Commission Permit Procedures]**
Sponsors: Wiener; Breed and Farrell
Ordinance amending the Police Code to authorize the Director of the Entertainment Commission to waive the filing fee for Loudspeaker Permits based on certain criteria, replace a leafletting notice requirement to residents with a mailed notice requirement to neighborhood organizations for Place of Entertainment Permit applications in neighborhood-commercial or mixed residential districts, and authorize the Director of the Entertainment Commission to extend the nine-month deadline for conditional grants of Place of Entertainment and Limited Live Performance Permits.

02/02/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/3/2016.

02/09/16; REFERRED TO DEPARTMENT.

02/09/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

02/12/16; REFERRED TO DEPARTMENT.

03/15/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160252 **[Planning, Administrative Codes - Construction of Accessory Dwelling Units]**
Sponsor: Peskin
Ordinance amending the Planning Code to allow the construction of Accessory Dwelling Units (ADUs, also known as Secondary or In-Law Units) on all lots in the City in areas that allow residential use; amending the Administrative Code to revise the definition of "rental unit" as it applies to ADUs; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; adopting findings under Planning Code, Section 302; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption.

03/15/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/14/2016.

160253 **[Health Code - Exempting The Humidor from Certain Provisions of the Tobacco Sales Permit Ordinance]**
Sponsor: Peskin
Ordinance exempting The Humidor, formerly located at 275 Battery Street, from two prohibitions in the Tobacco Sales Permit Ordinance on the issuance of such a permit for The Humidor's new location at One Embarcadero Center: the prohibitions on issuing the permit in a Supervisorial District with 45 or more such permits, and on issuing the permit to a tobacco shop.

03/15/16; ASSIGNED to Public Safety and Neighborhood Services Committee.

160254 **[Appropriation - General Fund Reserve Supporting Deposit to Municipal Transportation Agency Fund Balance - $3,500,000 - FY2015-2016]**
Sponsor: Wiener
Ordinance appropriating $3,500,000 from the General Fund Reserve to the Municipal Transportation Agency operating fund and supporting a year-end deposit to fund balance in FY2015-2016.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

03/15/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/14/2016.

160255 **[Planning, Administrative Codes - Inclusionary Affordable Housing Fee and Requirements; Preparation of Economic Feasibility Report; Establishing Inclusionary Housing Technical Advisory Committee]**
Sponsors: Kim; Peskin
Draft Ordinance amending the Planning and Administrative Codes to increase the Inclusionary Affordable Housing fee and other requirements; require the Controller to prepare an economic feasibility report regarding the City's inclusionary housing requirements and make recommendations by July 31, 2016, and every three years thereafter; and establish the Inclusionary Housing Technical Advisory Committee to provide advice about the economic feasibility of proposals to set maximum economically viable inclusionary housing requirements, and set forth the membership and duties of the Advisory Committee; affirming the Planning Department's determination under the California Environmental Quality Act; making findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/15/16; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Transportation Committee.

Resolutions

160256 **[Accept Gift - Cisco, Inc. - Wi-Fi Equipment - $353,925]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Technology to accept a gift of equipment from Cisco, Inc., with a total value of $353,925 in order to provide free, wireless access to the Internet in San Francisco.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Committee.

160257 **[California Enterprise Development Authority Issuance of Tax-Exempt Bonds - Brandeis School of San Francisco - Not to Exceed $10,000,000]**
Sponsor: Yee
Resolution approving in accordance with Internal Revenue Code of 1986, as amended, Section 147(f) thereof, the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed $10,000,000 to refinance various capital facilities owned by the Brandeis School of San Francisco.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160258 **[Supporting California State Senate Bill 1286 (Leno) - Increasing Law Enforcement Transparency]**
Sponsors: Cohen; Breed, Kim, Avalos, Peskin, Mar, Yee and Campos
Resolution supporting California State Senate Bill 1286, authored by Senator Mark Leno, improving government transparency and accountability by allowing the public to access information on police misconduct and use of force.

03/15/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160259 **[Arbor Day 2016 - March 19, 2016]**
Sponsor: Peskin
Resolution declaring March 19, 2016, as Arbor Day 2016 in the City and County of San Francisco.
03/15/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160260 **[Urging the Our Children, Our Families Council to Convene a Chronic Absenteeism Working Group]**
Sponsors: Yee; Kim
Resolution urging the Our Children, Our Families Council to convene and coordinate a Chronic Absenteeism Working Group and to develop an action plan within six months of their first meeting.
03/15/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

160261 **[Hearing - Financial Analysis of Options for a Municipal Fiber Optic Network for Citywide Internet Access]**
Sponsor: Farrell
Hearing on the financial analysis of options for a Municipal Fiber Optic Network for Citywide internet access; and requesting the Budget and Legislative Analyst, Department of Technology, and the Mayor's Office of Civic Innovation to present.
03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160262 **[Hearing - Sea Level Rise Action Plan]**
Sponsor: Farrell
Hearing on the Mayor's Sea Level Rise Coordinating Committee's Sea Level Rise Action Plan, including areas of policy, fiscal impact, and budgetary need; and requesting the coordinating committee to report.
03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160263 **[Hearing - Surplus Property Report]**
Sponsor: Kim
Hearing on the first annual Surplus Property Report to determine if any property should be transferred to the Mayor's Office of Housing and Community Development, to review the process for identifying property as surplus and underutilized for submission to the Department of Real Estate under the Property Reporting Requirements of Administrative Code, Section 23A; and requesting the Port, San Francisco Municipal Transportation Agency, San Francisco Public Utilities Commission, and San Francisco Unified School District to report.
03/15/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160264 **[Hearing - Labor Practices at Fine Arts Museums]**
Sponsor: Mar
Hearing on labor practices at San Francisco Fine Arts Museums; and requesting the City Administrator's Office to report.
03/15/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160265 **[Hearing - San Francisco Public Utilities Commission Emergency Water Supply System]**
Sponsor: Peskin
Hearing on the operations and maintenance status of the City's emergency water supply system since taking it over from the Fire Department in 2010, and receiving an update on plans to dispose of spare parts deemed no longer useful or necessary to the ongoing functions of the system; and requesting the San Francisco Public Utilities Commission to report.
03/15/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

160207 **[Administrative Code - Local Business Enterprise Bid Discounts]**
Ordinance amending the Administrative Code to allow the San Francisco Public Utilities Commission (SFPUC) Local Business Enterprises to receive Bid Discounts on eligible SFPUC Regional Project contracts, with certain restrictions. (Public Utilities Commission)
03/02/16; RECEIVED FROM DEPARTMENT.

03/15/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/14/2016.

PROPOSED RESOLUTION

160216 **[Emergency Contract - Pilot Construction Management, Inc. - Superbay Hangar Emergency Fire Watch and Interim Foam Fire Suppression System Retrofit - Not to Exceed $4,366,164]**
Resolution approving an emergency public work contract between the Airport Commission and Pilot Construction Management, Inc. under Administrative Code, Section 6.60, for the Superbay Hangar Emergency Fire Watch and Interim Foam Fire Suppression System Retrofit Project in an amount not to exceed $4,366,164. (Airport Commission)
(Fiscal Impact)
03/04/16; RECEIVED FROM DEPARTMENT.

03/15/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriam

Sun Choi Law - Supervisor Peskin

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:03 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 19, 2016.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 22, 2016 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

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JOHN AVALOS, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, AARON PESKIN, KATY TANG, SCOTT WIENER,
NORMAN YEE
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Tang, Yee, Kim, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Tang, Yee	Wednesday 10:00 AM
Government Audit and Oversight Committee Supervisors Peskin, Yee, Breed	2nd and 4th Thursday 9:30 AM
Land Use and Transportation Committee Supervisors Cohen, Wiener, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Kim, Avalos, Campos	2nd Thursday 2:30 PM
Rules Committee Supervisors Tang, Mar, Cohen	2nd and 4th Thursday 11:00 AM

Members Present: John Avalos, London Breed, David Campos, Malia Cohen, Jane Kim, Eric Mar, Aaron Peskin, Katy Tang, Scott Wiener, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 22, 2016, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisor Farrell was noted not present. There was a quorum.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence, dated March 8, 2016, from Supervisor Mark Farrell informing the Board of Supervisors of his absence and request to be excused from today's meeting.

Supervisor Farrell Excused from Attendance

Supervisor Avalos, seconded by Supervisor Cohen, moved that Supervisor Farrell be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee

Excused: 1 - Farrell

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

UNFINISHED BUSINESS

Vetoed by the Mayor

151257 **[Planning Code - Increasing Transportation Sustainability Fee for Non-residential Projects]**

Sponsors: Avalos; Campos and Mar

Ordinance amending the Planning Code to increase the Transportation Sustainability Fee for Non-residential projects larger than 99,999 gross square feet, and to require Non-residential or Production, Distribution and Repair (PDR) projects that filed development or environmental applications on or before July 21, 2015, but that have not yet received approvals, to pay the Transportation Sustainability Fee with a partial refund; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

The Mayor's veto was SUSTAINED and the Ordinance was NOT FINALLY PASSED by the following vote:

Ayes: 6 - Avalos, Campos, Kim, Mar, Peskin, Yee
Noes: 4 - Breed, Cohen, Tang, Wiener
Excused: 1 - Farrell

Recommendation of the Budget and Finance Sub-Committee

160043 **[No Competitive Solicitation Process - Selection of Preferred Contractor - Regents of the University of California - Modern Electronic Health Record System]**

Ordinance providing that the competitive solicitation process requirement in Administrative Code, Section 21.1, shall not apply to the Department of Public Health's (DPH) contract for a modern, secure, and fully integrated electronic health record (EHR) system for the San Francisco Health Network to replace DPH's current system; ratifying the selection of the Regents of the University of California (UC), by and through the University of California San Francisco, as the preferred contractor. (Public Health Department)
(Fiscal Impact)

Ordinance No. 041-16

FINALLY PASSED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Mar, Peskin, Tang, Wiener, Yee
Noes: 2 - Cohen, Kim
Excused: 1 - Farrell

NEW BUSINESS

Referred Without Recommendations from the Budget and Finance Committee

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Wiener assumed the chair at 2:26 p.m. so the President could participate in the debate for File No. 151178 from the floor.

The President resumed the chair at 2:35 p.m.

151178 **[Appropriation - General Fund Reserve - Facilities Improvements in the Recreation and Park Department - $2,500,000 - FY2015-2016]**
Sponsor: Avalos
Ordinance appropriating $2,500,000 from the General Fund Reserve to the Recreation and Park Department for facilities improvements in the Geneva Car Barn in FY2015-2016.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Avalos, Campos, Cohen, Kim, Mar, Peskin, Wiener, Yee
Noes: 2 - Breed, Tang
Excused: 1 - Farrell

President Pro Tem Campos, who assumed the chair during Recognition of Commendations, requested File Nos. 160116 and 160117 be called together.

160116 **[Administrative Code - Establishing a San Francisco Super Bowl 50 Impact Fund]**
Sponsors: Peskin; Kim
Ordinance amending the Administrative Code to establish a San Francisco Super Bowl 50 Impact Fund to be used to provide financial support to small businesses specifically impacted by Super Bowl-related events.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Tom DeCaigny, Director (Arts Commission), who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Yee
Noes: 2 - Tang, Wiener
Excused: 1 - Farrell

160117 **[Appropriation - Funding for the Super Bowl 50 Impact Fund - $100,000 - FY2015-2016]**
Sponsors: Peskin; Kim
Ordinance appropriating $100,000 from the General Reserve to fund the Super Bowl 50 Impact Fund in FY2015-2016.
(Fiscal Impact)

Privilege of the floor was granted unanimously to Tom DeCaigny, Director (Arts Commission), who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Yee
Noes: 2 - Tang, Wiener
Excused: 1 - Farrell

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 160195, 160196, 160197, 160200, 160201, and 160202 be called together.

160195 **[Appropriation - Proceeds from Road Repaving and Street Safety General Obligation Bonds of $44,145,000 and Bond Interests of $2,317,851 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating $46,462,851 consisting of $44,145,000 of the 2016E Series Road Repaving and Street Safety (RRSS) 2011 General Obligation Bond Proceeds and $2,317,851 of accumulated bond interest earnings to the Department of Public Works and Municipal Transportation Agency for street resurfacing, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and traffic signal improvements to support transit priority in FY2015-2016 and placing these funds on Controller's Reserve pending the sale of the bonds and review of arbitrage costs.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160196 **[Appropriation - Proceeds from General Obligation Bonds and Bond Proceed Interest Earnings - $29,673,553 - FY2015-2016]**
Sponsor: Mayor
Ordinance appropriating $29,673,553 consisting of $25,215,000 of the 2016 Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds, and $4,458,553 accumulated bond interest to Public Works in FY2015-2016 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster and placing these funds on Controller's Reserve pending the sale of the bonds and review of arbitrage costs.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160197 **[Appropriation - Proceeds from Earthquake Safety and Emergency Response General Obligation Bonds - $111,060,000 - FY2015-2016]**

Sponsor: Mayor

Ordinance appropriating $111,060,000 of the 2016 Series Earthquake Safety and Emergency Response (ESER 2014) General Obligation Bond Proceeds to the Department of Public Works in FY2015-2016 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160200 **[Sale of General Obligation Bonds - Earthquake Safety and Emergency Response Bonds - Not to Exceed $25,215,000]**

Sponsor: Mayor

Resolution authorizing and directing the sale of not to exceed $25,215,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010), Series 2016C; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.
(Fiscal Impact)

Resolution No. 094-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160201 **[Sale of General Obligation Bonds - Earthquake Safety and Emergency Response Bonds - Not to Exceed $111,060,000]**

Sponsor: Mayor

Resolution authorizing and directing the sale of not to exceed $111,060,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2014), Series 2016D; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.
(Fiscal Impact)

Resolution No. 095-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160202 **[Sale of General Obligation Bonds - Road Repaving and Street Safety Bonds - Not to Exceed $44,145,000]**

Sponsor: Mayor

Resolution authorizing and directing the sale of not to exceed $44,145,000 aggregate principal amount of General Obligation Bonds (Road Repaving and Street Safety Bonds, 2011), Series 2016E; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.
(Fiscal Impact)

Resolution No. 096-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

Recommendations of the Budget and Finance Sub-Committee

160076 **[Accept and Expend Grant - California Department of Education - State Preschool Quality Rating and Improvement System - $2,590,895 - FY2015-2016]**
Sponsor: Yee
Resolution retroactively authorizing the Children and Families Commission to accept and expend a grant in the amount of $2,590,895 from the California Department of Education through the San Francisco Unified School District to support a State Preschool Quality Rating and Improvement System for the term of July 1, 2015, through June 30, 2016.

Resolution No. 109-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160097 **[Software License and Support Agreement Amendment - Oracle America, Inc. - Emerge Project - Maximum Expenditure of $14,287,737]**
Resolution authorizing the Controller to enter into the Tenth Amendment of a software license and support agreement with Oracle America, Inc., for perpetual software licenses and software support services for the Controller's Emerge Project, extending the contract term of November 16, 2007, through April 22, 2016, by five years through April 22, 2021, and increasing the maximum expenditure by $4,300,892 to $14,287,737. (Controller)
(Fiscal Impact)

Resolution No. 110-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

Recommendations of the Government Audit and Oversight Committee

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Campos assumed the chair at 3:54 p.m. so the President could participate in the debate for File No. 160023 from the floor.

The President resumed the chair at 3:56 p.m.

160023 **[Administrative Code - San Francisco Homicide Reward Fund]**
Sponsors: Breed; Cohen, Yee, Peskin and Campos
Ordinance amending the Administrative Code to establish the San Francisco Homicide Reward Fund.

Supervisor Campos requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160103 **[Public Works Code - Clarifying Graffiti Prohibition and Establishing Administrative Penalties]**

Sponsors: Peskin; Breed

Ordinance amending the Public Works Code to clarify that prohibited graffiti extends to all public property, including all City assets; establish expedited notice and hearing procedures, create administrative penalties for an offending party, and renumber code sections; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Peskin, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on page 4, Lines 20 through 23, by adding '(3) any painting or marking that a City department makes in the course of its official duties or as part of a public education campaign; or (4) any painting or marking required for compliance with any local, State, or federal law.' The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

President Breed requested File Nos. 160160 and 160161 be called together.

160160 **[Noe Valley Community Benefit District - Annual Reports to the City - FY2014-2015]**

Sponsor: Wiener

Resolution receiving and approving annual report for the Noe Valley Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 111-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160161 **[Castro/Upper Market Community Benefit District - Annual Reports to the City - FY2014-2015]**

Sponsor: Wiener

Resolution receiving and approving annual report for the Castro/Upper Market Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 112-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

Recommendations of the Public Safety and Neighborhood Services Committee

151158 **[Liquor License - 1981 Sutter Street]**
Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Eben R. Marsh for Nighthawk's LLC, dba Pinot's Palette, located at 1981 Sutter Street (District 5), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 107-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

151267 **[Liquor License - 2665 Mission Street]**
Resolution determining that the issuance of a Type 64 general theatre license to Gray Area Foundation for the Arts, dba Gray Area, located at 2665 Mission Street (District 9), will serve the public convenience or necessity of City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 108-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

Recommendations of the Rules Committee

160144 **[Confirming Reappointments, Redevelopment Successor Agency Oversight Board - Nadia Sesay, Olson Lee]**
Sponsor: Mayor
Motion confirming mayoral reappointments of Nadia Sesay and Olson Lee to the Redevelopment Successor Agency Oversight Board, terms ending January 24, 2020.

Motion No. M16-032

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160211 **[Reappointment, Child Care Planning and Advisory Council - Candace Wong]**
Motion reappointing Candace Wong, term ending March 19, 2018, to the Child Care Planning and Advisory Council. (Rules Committee)

Motion No. M16-033

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160213 **[Appointment, Food Security Task Force - Priti Rane]**
Motion appointing Priti Rane (residency requirement waived), for an indefinite term, to the Food Security Task Force. (Rules Committee)

Motion No. M16-034

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Campos, seconded by Supervisor Avalos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

Supervisors Campos and Avalos introduced, welcomed, and presented a Certificate of Honor to Salvadoran Consul General Ana Valenzuela in commemoration of Archbishop Oscar Romero and his many accomplishments speaking out against poverty and social injustice in El Salvador.

Supervisors Campos and Avalos introduced, welcomed, and presented a Certificate of Honor to Jon Rodney of the California Immigrant Policy Center in recognition of his continual support to the immigrant communities in the Bay Area.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Donna Levitt on the occasion of her retirement from the Office of Labor Standards Enforcement and in recognition of her many accomplishments and civil service for the City and County of San Francisco. Supervisors Campos, Avalos, Peskin, Kim, Cohen, and Wiener shared in this commendation.

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Campos assumed the chair at 3:30 p.m. so the President could participate in the Recognition of Commendations from the floor.

President Breed introduced, welcomed, and presented a Certificate of Honor to Mattie Scott in recognition of her continual community support for the victims and families of victims of violent crimes and homicides in the City and County of San Francisco. Supervisors Cohen, Campos, Kim, and Avalos shared in this commendation.

The President resumed the chair at 3:34 p.m.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Avalos assumed the chair at 4:11 p.m.

The President resumed the chair at 4:13 p.m.

PUBLIC COMMENT

Jennifer Grant (Dance Mission Theater); shared Dance Mission's experience being evicted from their current location and thanked the Board for their support.
Malia (Dance Mission Theater); shared her appreciation for Dance Mission.
Female Speaker (Dance Mission Theater); shared her appreciation for Dance Mission.
Charlie Walker; shared concerns regarding nuclear waste being spread throughout the Bayview Hunters Point neighborhood.
Female Speaker; shared her experience losing her son by an unsolved homicide.
Vivian Ellis; shared her experience losing her son by an unsolved homicide.
Sala Chandler; shared her experience losing her son by an unsolved homicide.
Ken Johnson; shared his support for the mothers who lost their sons by unsolved homicides.
Francisco Da Costa; shared his concerns regarding contaminated land within San Francisco and his support for the mothers who lost their sons by unsolved homicides.
Andrew Yip; shared a wide range of concerns with the Board.
Walter Paulson; shared in song concerns regarding Easter and affordable housing.
Male Speaker; expressed his concerns regarding gun violence and unsolved homicides.
Andrew Keen; expressed his concerns regarding unsolved homicides in San Francisco.
Michael Fischer; expressed his concerns regarding unsolved homicides in San Francisco and nuclear waste being spread throughout the Bayview Hunters Point neighborhood.
Male Speaker; expressed his concerns regarding unsolved homicides in San Francisco and nuclear waste being spread throughout the Bayview Hunters Point neighborhood.
Gary Bauer (Bauer Transportation); shared his concerns regarding unions and his company's chauffeurs.
Mark Gleason (Teamsters); shared his experience with the union and Bauer Transportation.
Doug Bloch (Teamsters); shared his experience with the union and Bauer Transportation.
Ace Washington; shared in song concerns regarding entertainment in the Fillmore neighborhood.
LaRonda Smith; shared concerns regarding nuclear waste being spread throughout the Bayview Hunters Point neighborhood.
Female Speaker; shared her experience losing her husband to cancer and concerns regarding nuclear waste being spread throughout the Bayview Hunters Point neighborhood.
Pamela DiGiovanni; shared concerns regarding nuclear waste being spread throughout the Bayview Hunters Point neighborhood.
James Glover; shared concerns regarding the disenfranchised.
Male Speaker; shared various religious concerns.
Tom Gilberty; shared various concerns regarding Mayor Lee and evictions.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Campos assumed the chair at 5:39 p.m.

The President resumed the chair at 5:47 p.m.

160228 **[Calling for a California State of Emergency Declaration on Homelessness]**
Sponsors: Kim; Cohen, Campos, Yee, Peskin, Mar and Avalos

Resolution urging Governor Jerry Brown to declare a State of Emergency on Homelessness to help coordinate region- and state-wide responses to this growing crisis, and provide supplementary state assistance to cities and counties to provide needed supportive services.

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, 22, through Page 2, Line 2, by striking 'WHEREAS, Recent efforts to remove the homeless through "sweeps" without providing viable options for both emergency shelter and permanent, effective exits from homelessness simply moves homeless residents to other neighborhoods and is inconsistent with the federal encampment recommendations developed by the U.S. Inter-Agency Council on Homelessness; and', and adding 'WHEREAS, The City of San Francisco correctly declared the tent encampment on Division Street a public health hazard and correctly removed the Division Street encampment, since the Division Street encampment was unsafe, unhealthy, and unsanitary for the tent occupants as well as for surrounding neighborhoods; and WHEREAS, Tents are not a viable housing policy, and it should be the policy of the City and County of San Francisco to transition people living in tents from those tents into shelter and housing; and'. The motion FAILED by the following vote:

Ayes: 3 - Cohen, Tang, Wiener
Noes: 7 - Avalos, Breed, Campos, Kim, Mar, Peskin, Yee
Excused: 1 - Farrell

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Line 3, by adding ', except for parks and open space,' after 'property statewide'. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised during the discussion regarding a division of the question.

NOT ADOPTED AS AMENDED by the following vote:
Ayes: 7 - Avalos, Breed, Campos, Cohen, Kim, mar, Peskin
Noes: 3 - Tang, Wiener, Yee
Excused: 1 - Farrell

Supervisor Kim, seconded by Supervisor Cohen, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

Supervisor Kim, seconded by Supervisor Campos, moved that this Resolution be REFERRED AS AMENDED to the Public Safety and Neighborhood Services Committee. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160229 **[Urging the California Department of Alcohol Beverage Control to Deny Formula Retail Food and Drink Establishments That Do Not Traditionally Sell Alcohol]**
Sponsors: Mar; Kim
Resolution urging the California Department of Alcoholic Beverage Control to deny alcohol license applications of non-traditional alcohol retail businesses in the City and County of San Francisco.

Supervisor Mar, seconded by Supervisor Avalos, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 5, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160258 **[Supporting California State Senate Bill 1286 (Leno) - Increasing Law Enforcement Transparency]**
Sponsors: Cohen; Breed, Kim, Avalos, Peskin, Mar, Yee and Campos
Resolution supporting California State Senate Bill 1286, authored by Senator Mark Leno, improving government transparency and accountability by allowing the public to access information on police misconduct and use of force.

Supervisor Cohen, seconded by Supervisor Avalos, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 12, 2016. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160259 **[Arbor Day 2016 - March 19, 2016]**
Sponsor: Peskin
Resolution declaring March 19, 2016, as Arbor Day 2016 in the City and County of San Francisco.

Resolution No. 113-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160260 **[Urging the Our Children, Our Families Council to Convene a Chronic Absenteeism Working Group]**
Sponsors: Yee; Kim
Resolution urging the Our Children, Our Families Council to convene and coordinate a Chronic Absenteeism Working Group and to develop an action plan within six months of their first meeting.

Resolution No. 114-16

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

160247 **[Final Map 8326 - 1267 Chestnut Street]**
Motion approving Final Map 8326, a six unit residential condominium project, located at 1267 Chestnut Street, Units 1-6, being a subdivision of Assessor's Parcel Block No. 0499, Lot No. 001D, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M16-035

APPROVED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee
Excused: 1 - Farrell

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

140886 **[Jerry Garcia Commemorative Plaques - Mission Street at Harrington and Amazon Streets]**
Sponsors: Avalos; Cohen, Mar, Campos and Farrell
Ordinance commemorating the Mission Street sidewalk in two locations near Harrington Street and near Amazon Street under Public Works Code, Sections 789 et seq., the Commemorative Street Plaque Ordinance, in honor of the childhood homes of Jerry Garcia, waiving permit and inspection fees for plaque installation, and directing official acts in furtherance of this Ordinance.

07/29/14; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

08/13/14; REFERRED TO DEPARTMENT.

10/27/15; TRANSFERRED to Land Use and Transportation Committee.

11/04/15; REMAIN ACTIVE.

03/22/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

151080 **[Administrative Code - Establishing Mayor's Nuisance Abatement Revolving Loan Fund]**

Sponsors: Wiener; Cohen

Ordinance amending the Administrative Code to establish the Mayor's Nuisance Abatement Revolving Loan Fund to help building owners finance repairs and improvements needed to abate violations of Building Inspection Commission Codes.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/19/2015.

10/27/15; REFERRED TO DEPARTMENT.

03/15/16; TRANSFERRED to Budget and Finance Sub-Committee.

03/22/16; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

151085 **[Various Codes - Code Enforcement Procedures]**

Sponsor: Wiener

Ordinance amending the Building, Housing, Electrical, Plumbing, Fire, Health, Planning, and Administrative Codes to clarify and standardize enforcement procedures for violations of Municipal Codes relating to buildings and property, to require departments to report on code enforcement activities, and to direct the City Administrator to coordinate the preparation of standard Citywide model forms for code enforcement proceedings; setting an operative date of June 1, 2016; and affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/19/2015.

10/27/15; REFERRED TO DEPARTMENT.

11/23/15; RESPONSE RECEIVED.

01/26/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

02/01/16; REFERRED TO DEPARTMENT.

02/05/16; RESPONSE RECEIVED.

02/08/16; RESPONSE RECEIVED.

03/01/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

03/04/16; REFERRED TO DEPARTMENT.

03/22/16; RESPONSE RECEIVED.

03/22/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160022 **[Administrative Code - Due Process for All and Sanctuary]**
Sponsors: Avalos; Campos, Kim, Mar and Peskin
Ordinance amending the Administrative Code to prohibit the use of City funds or resources to assist in the enforcement of Federal immigration law, except for individuals who have been convicted of a violent felony and held to answer for a violent felony.

01/12/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 2/11/2016.

01/20/16; REFERRED TO DEPARTMENT.

02/12/16; REFERRED TO DEPARTMENT.

02/18/16; RESPONSE RECEIVED.

03/22/16; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

160255 **[Planning, Administrative Codes - Inclusionary Affordable Housing Fee and Requirements; Preparation of Economic Feasibility Report; Establishing Inclusionary Housing Technical Advisory Committee]**
Sponsors: Kim; Peskin, Yee and Mar
Ordinance amending the Planning and Administrative Codes to increase the Inclusionary Affordable Housing fee and other requirements; require the Controller to prepare an economic feasibility report regarding the City's inclusionary housing requirements and make recommendations by July 31, 2016, and every three years thereafter; and establish the Inclusionary Housing Technical Advisory Committee to provide advice about the economic feasibility of proposals to set maximum economically viable inclusionary housing requirements, and set forth the membership and duties of the Advisory Committee; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of public convenience, necessity, and welfare under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

03/15/16; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Transportation Committee.

03/22/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

160278 **[Administrative Code - City Navigation Centers for the Homeless]**
Sponsors: Campos; Avalos and Mar
Ordinance amending the Administrative Code to require the City to open and operate no fewer than six Navigation Centers within twelve months of the effective date of the ordinance, offering comprehensive health, mental health, and other services to homeless people, and moving homeless people off the streets and into permanent housing or transitional or stable supportive housing that eventually leads to permanent housing through case management, social service programs, and the integration of other relevant city services; specifying programmatic requirements for Navigation Centers; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact)

03/22/16; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 4/21/2016.

160280 **[Public Works Code - Water Service Submetering For Multifamily Residential Buildings]**
Sponsor: Wiener
Ordinance amending the Public Works Code to require owners of multifamily residential buildings to provide submeters to measure water service provided to tenants; and affirming the Planning Department's determination under the California Environmental Quality Act.

03/22/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/21/2016.

160281 **[Planning Code - Dwelling Unit Mix Requirements]**
Sponsor: Yee
Ordinance amending the Planning Code to add an additional option for the dwelling unit mix of large buildings in specified zoning districts to allow developers to have a mix of two- and three-bedroom units that results in at least 50% of the proposed units having more than one bedroom; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

03/22/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/21/2016.

Resolutions

160282 **[Agreement Amendment - Leaders in Community Alternative, Inc. - Operation of the Community Assessment and Services Center - Reentry Service - Not to Exceed $11,490,153]**
Sponsor: Kim
Resolution approving the fifth amendment to an agreement between the Adult Probation Department and Leaders in Community Alternatives, Inc., for reentry services and operations of the Community Assessment and Services Center, to increase the contract amount to $11,490,153 over the agreement term of June 1, 2012, through June 30, 2017.
(Fiscal Impact)

03/22/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160283 **[Office Space Lease - PBV II, LLC - 564-6 Street - $848,190 in Initial Year]**
Sponsor: Kim
Resolution authorizing a Lease between the City and County of San Francisco, as Tenant, and PBV II, LLC, as Landlord, of office space located at 564-6 Street, consisting of approximately 17,500 square feet from July 1, 2016, through June 30, 2026, for use by the Adult Probation Department at $70,682.50 monthly; for $848,190 rent in the initial year with annual 3% increases and four five-year options to extend.
(Fiscal Impact)

03/22/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160284 **[Bi-Annual Housing Balance Report - March 2016]**
Sponsor: Kim
Resolution receiving and approving the bi-annual Housing Balance Report dated March 31, 2016, submitted as required by Planning Code, Section 103.

03/22/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

160285 **[Ground Lease - Mercy Housing California 64, LP - 255 Fremont Street / 222 Beale Street - Transbay Block 7 Housing - $15,000 per Year]**
Sponsor: Kim
Resolution approving and authorizing the Successor Agency to the Redevelopment Agency of the City and County of San Francisco to execute a ground lease at 255 Fremont Street / 222 Beale Street, with Mercy Housing California 64, LP, a California limited partnership, for $15,000 per year for a term of 75 years for the purpose of developing housing for very low and low-income households at Transbay Block 7.
(Fiscal Impact.)

03/22/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160286 **[Air Rights Lease - T8 Housing Partners, L.P. - 250 Fremont Street - Transbay Block 8 Affordable Housing - $15,000 per Year]**
Sponsor: Kim
Resolution approving and authorizing the Successor Agency to the Redevelopment Agency of the City and County of San Francisco to execute a lease of an air rights parcel at 250 Fremont Street, with T8 Housing Partners, L.P., a California limited partnership, for $15,000 per year for a term of 75 years for the purpose of developing housing for very low-income households at Transbay Block 8.
(Fiscal Impact; No Budget and Legislative Analyst Report.)

03/22/16; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

160287 **[Ocean Avenue Community Benefit District - Annual Report to the City - FY2014-2015]**
Sponsor: Yee
Resolution receiving and approving an annual report for the Ocean Avenue Community Benefit District for FY2014-2015, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

03/22/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160288 **[Supporting the California Faculty Association]**
Sponsors: Mar; Avalos, Kim, Campos, Peskin and Yee
Resolution supporting the California Faculty Association and urging the California State University (CSU) administration give the CSU faculty the respect they deserve and agree to the reasonable salary increases they demand.

03/22/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160289 **[Urging the San Francisco Municipal Transportation Agency to Enforce Labor Harmony Provisions with Respect to Bauer's Intelligent Transportation, Inc., and its Labor Harmony Violations]**
Sponsors: Peskin; Kim, Avalos, Breed, Campos, Cohen, Mar, Wiener, Tang and Yee
Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) Board and SFMTA Director to deny the Commuter Shuttle Program permit application submitted by Bauer's Intelligent Transportation, Inc., until such time as Bauer's demonstrates full compliance with Labor Harmony, under the provisions of Board of Supervisors Resolution No. 96-15 and Transportation Code, Section 914.

03/22/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

160290 **[Supporting California State Assembly Bill 1887 (Low) - Banning State-Supported Travel to States that Discriminate]**
Sponsors: Wiener; Campos, Yee and Breed
Resolution supporting California State Assembly Bill 1887, authored by Assembly Member Evan Low, which prohibits a state agency from requiring its employees, officers, or members from traveling to states that sanction or require discrimination on the basis of sexual orientation, gender identity, or gender expression and prohibits state-funded or state sponsored travel to those same states.

03/22/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

160291 **[Hearing - City and County of San Francisco Contracting with Taylor Farms and its Subsidiaries]**
Sponsor: Campos
Hearing to determine whether the City and County of San Francisco sources any products from Taylor Farms or its subsidiaries; and requesting the Office of Contract Administration to report.

03/22/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

160292 **[Hearing - Bi-Annual Housing Balance Report - March 2016]**
Sponsor: Kim
Hearing on the findings from the bi-annual Housing Balance Report dated March 31, 2016; and requesting the Planning Department to report.

03/22/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

160241 **[Settlement of Lawsuit - Kuiana Taylor - $49,999]**
Ordinance authorizing settlement of the lawsuit filed by Kuiana Taylor against the City and County of San Francisco for $49,999; the lawsuit was filed on August 6, 2014, in United States District Court for the Northern District of California, Case No. 14-cv-03555 CRB; entitled Kuiana Taylor v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

03/08/16; RECEIVED FROM DEPARTMENT.

03/22/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160242 **[Settlement of Lawsuit - Lisa Owen - $2,250,000]**
Ordinance authorizing settlement of the lawsuit filed by Lisa Owen against the City and County of San Francisco for $2,250,000; the lawsuit was filed on July 8, 2014, in San Francisco Superior Court, Case No. CGC-14-540434; entitled Lisa Owen v. City and County of San Francisco, et al.; the lawsuit involves an alleged dangerous condition of public property causing personal injury. (City Attorney)

03/08/16; RECEIVED FROM DEPARTMENT.

03/22/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160243 **[Settlement of Lawsuit - Ying Zhang and Chen Li - $175,000]**
Ordinance authorizing settlement of the lawsuit filed by Ying Zhang and Chen Li against the City and County of San Francisco for $175,000; the lawsuit was filed on January 21, 2014, in San Francisco Superior Court, Case No. CGC-14-536903 (consolidated with CGC-13-536533); entitled Ying Zhang, et al. v. City and County of San Francisco, et al.; the lawsuit involves an alleged dangerous condition of public property causing personal injury; other materials terms of said settlement are that the Municipal Transportation Agency is to also pay $175,000, subject to approval by the Municipal Transportation Agency Board. (City Attorney)

03/08/16; RECEIVED FROM DEPARTMENT.

03/22/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160244 **[Settlement of Lawsuit - Kai Yuan and Jian Ping Yuan - $175,000]**
Ordinance authorizing settlement of the lawsuit filed by Kai Yuan and Jian Ping Yuan against the City and County of San Francisco for $175,000; the lawsuit was filed on December 31, 2013, in San Francisco Superior Court, Case No. CGC-13-536533 (consolidated with CGC-14-536903); entitled Kai Yuan, et al. v. City and County of San Francisco, et al.; the lawsuit involves an alleged dangerous condition of public property causing death; other material terms of said settlement are that the Municipal Transportation Agency is to also pay $175,000, subject to approval by the Municipal Transportation Agency Board, and co-defendant Gina Eunice to pay $50,000 (insurance coverage limits). (City Attorney)

03/08/16; RECEIVED FROM DEPARTMENT.

03/22/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

160245 **[Settlement of Unlitigated Claim - Big Heart Pet Brands - $110,682.83]**
Resolution approving the settlement of the unlitigated claim filed by Big Heart Pet Brands against the City and County of San Francisco for $110,682.83; claim was filed on November 19, 2015; the claim involves a payroll expense tax refund. (City Attorney)

03/10/16; RECEIVED FROM DEPARTMENT.

03/22/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

160246 **[Settlement of Unlitigated Claim - FMC Corporation - City to Receive $425,000]**
Resolution approving settlement of the unlitigated claim filed by the City and County of San Francisco against FMC Corporation for $425,000; the claim involves compensation for environmental contamination caused by FMC Corporation. (City Attorney)

03/11/16; RECEIVED FROM DEPARTMENT.

03/22/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Requests Granted

From: Supervisor Peskin
To: Department of Building Inspection, Planning Department, and Mayor's Office of Housing
Requesting/Inquiring: Supervisor Peskin requests the following:
Please provide copies of all Annual Reports (As required pursuant to Administrative Code Section 41.21 (formerly Section 41.16) - Annual Review of Residential Hotel Status) for all years since the Residential Hotel Unit Conversion and Demolition Ordinance was enacted (1981) to date.
1. Please summarize and provide all relevant information as follows:
A. How many SROs currently exist? Note: there were estimated to be 26,884 in 1979 (a drop of over 6,000 units from 1975 which led to declaration of emergency in 1979).
B. Please break down SRO units by non-profit and for-profit management.
C. How many permits to convert Residential Hotel Units have been issued since the Ordinance was enacted? What were these units converted to and for what uses?
D. Please provide a list of all conversions by address and Assessor's Parcel number.
E. Please provide copies of all permits and any conditional use authorizations associated with the conversions.
F. Please indicate how many illegal conversions have been identified by the City, and the status of the enforcement of such illegal conversions.
G. How much money has been deposited into the SF Residential Preservation Fund since inception? What precisely have these funds been used for? Please provide a detailed list and accounting, including the organizations or entities that were recipients of the funds. How many units have been built with these funds? Where exactly are these units (please provide addresses and APNs)? How much "transitional housing" as defined under Section 41.3(o) has been lost?
H. What is the current fair market rental of a Residential Hotel Unit today?
I. What does it cost a non-profit developer to build a new SRO unit today? What does it cost the City?
2. What is the status of the Sec. 41.21 Annual Review?

Sec. 41.21 Annual Review of Residential Hotel Status States that DBI shall prepare report shall prepare an annual report for BOS with all current data on number of SROs, number being converted, number demolished or eliminated, illegally converted, enforcement summary, evaluation of temporary change of occupancy, report on expenditures from SRO Preservation fund.

From: Supervisor Peskin
To: Office of Economic and Workforce Development
Requesting/Inquiring: Supervisor Peskin requests the following
1. Please provide a full accounting of all grant allocations in the past 2 years, both recurring annual grant awards and unofficial and one-time grant awards, including:
a. Names & Organizational Affiliations of All Grant Recipients
b. Grant Amounts
c. Project Descriptions
2. Please provide an overview of:
a. OWED Grant Application and Allocation Process
b. Selection Criteria and Approvals
c. Public Outreach Process
d. Evaluation & Oversight Process
3. What percentage of OWED's budget is reserved for general neighborhood beautification, public realm improvements, programming and capacitybuilding
for community-based organizations? What are the other budget priorities within the Invest In Neighborhoods program and how are they funded?
4. How many staff does OWED currently employ within Invest In Neighborhoods?
5. By how much has OWED's budget grown over the last two years and what percentage of that growth, if any, is attributed to neighborhood grants?

In Memoriams

Percy Pinkney - Entire Board
Commissioner H. Welton Flynn – Entire Board
Daniel Moore Flaherty, Jr. – Supervisor Tang
Claudette Brown – Board President Breed
Victims of the terrorist attack in Brussels – Entire Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:15 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 26, 2016.

Angela Calvillo, Clerk of the Board

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